App. F. IX-4

Previous References

192 3.

File No. 148-23

Serial Nos. 16-17.

Later References

General and Revenue Secretariat.

Serial Nos. 16-17

Part B for July 1927

SUBJECT

Management of the inam villages of Bharati and Margowdanahalli in the Krishnarajapet endowed to Sri Ratneswara~~swami~~ and Sri Narasimha-Swami temples at Ganjam Seringapatam Taluk

The Muz Comr, Comptroller & Dy Comr Mysore
22 of 4-7-27

Sanctions the Muz Commissioner's recommendation to engage the services of the Public Prosecutor, the charge being met from the funds of the institution

S. III—3]

ROUTINE NOTES

(To be used only for routine questions, etc., not intended for permanent record)

Refer— Our accts query ~~Dated~~ on the receipt placed below Rev Comr's letter No C 4241 Dy 18.9.23

So far as the Muzrai Dept is concerned, it is submitted that the villages of Bharatipura and Margonahalli into which it is proposed to introduce Survey and Settlement, are Devadaya inams as the records show and are intended for the maintenance of Sri Nara Simha Devaru and Ratneswara Devaru at Ganjam, Seringapatam Taluk.—

It is desirable to know who is managing these inams and under what authority, ~~whether~~ what income these inams bring now to the temple

ಕ. R. S. III—ಅ]

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Whether there is a sanctioned scale of income and expr.,

then the income is properly utilized without any misappropriation etc.,

whether ~~proper~~ proper accounts are maintained etc. and also how the introduction of survey & settlement into the villages will affect the income to the temples concerned.

Before issuing the proposed dft., may the subject be reffd. to the Muz. Commr for further enquiry and report?

Submitted

26.9.23

The receipt may perhaps be transfd. to the Muz. Br. for disposal

Asst. Secy

26.9.23

Secy

26/9/23

May be tran[illegible]

Revenue Member

26.9.23

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

G. R. S. III—3]

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record]

From the Rev. Com.'s letter, ~~[illegible]~~
it seems that the village
Devādaya [illegible] [illegible]
[illegible] for [illegible] claim [illegible]
his own & want an [illegible]
claim, but introduction is
[illegible] in the village.
~~It should be~~ The claim
of the applicant [illegible] the
Engineer [illegible] a definite [illegible]
amount at [illegible]
his opp[illegible] [illegible] A
[illegible] may be [illegible]
accordingly.

Draft
28/9/23

4 Draft put up

App 29.9.23
~~29-9-23~~ Issue
29/9/23

To, The Rev. Comr.
Letter no. R.1625 dt 5/10/
~~Requesting~~
Requests that the claim
of Peru Shettiana Pranda[illegible]
give [illegible] to the [illegible]

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

W D 1850—GPB—1,50,000—2.5.21

G. R. S. III—39

ROUTINE NOTES.

[To be used only for notes, [illegible], etc., not intended for permanent record.]

Bharatipura and Mal-
kwanhalli in the Krishna-
rajpet Taluk may be
fixed into as a definite
[illegible]

6 Forwarded with Compliments to the Muzrai Commissioner for favour of a note by 3 P.m on the 29th inst.

By order,
[illegible]
Rev Secy to Govt

1.45 AM 27.10.23

7 Forwarded, with Compliments, to Dy Com, Mysore for favour of a note by tomorrow evening.

K. Chandy
27-10-23.

Encl - 1 petn + 1 Note.

8 A note is attached hereto, as desired.

B. Ramaswamiah
28/10/23

To The Muzrai Commr in Mysore - Camp Mysore

9 Forwarded, with Compliments to Revenue Secy to Govt. The note was prepared with the help of my Office & I agree with it.

K. Chandy
Muz Com
29/10.

(Dewan)

W.P. 29/10/23

N O T E.

The residents and Land-holders of Khayamgutta Bharatipur and Maragonahalli villages in the Krishnarajapet taluk, who are to wait in deputation on the Dewan on the 30th instant, represent among other things that they have been in the enjoyment of lands in their respective holdings from time immemorial as Kadim tenants, and that the claim newly set up by Mr: Purushottama-nandagiri Gosai, who succeded to the Trusteeship recently~~is~~ is frivolous and untenable. They pray that their interests may be guarded. The represntation is full and contains all details.

2. From the extract of the Taluk Quit Rent Register, it is seen that the two villages above referred to(which were said to be originally personal Inam granted to Aliya Lingaraj Urs) have been classed as Devadaya Inam during the Inam Settlement of 1879-80 for the benefit and support of Sri Narasimheswara and

……

Bharatipur

	Extent A - G	Assessment Rs. As. Ps.
Unculturable	289 - 13	4 - 8 - 0
Dry ..	436 - 20	383 -12 - 0
Wet ..	77 - 23	350 - 0 - 0
Garden ..	12 - 32	52 - 0 - 0
Service Inam	5 - 2	6 - 4 - 0
Total	371 - 15	769 - 8 - 0

Gutta, Local cess etc; payable to Government Rs.625-12-0

Maragondanahalli:-

Unculturable	~~180 - 3~~ 132 - 3	2 - 0 - 0
Dry ..	815 - 5	397 -10 - 0
Wet ..	88 - 9	384 - 0 - 0
Garden ..	7 - 23	28 - 0 - 0
Service Inam	10 - 26	5 -10 - 0
Total	1053 - 26	817 - 4 - 0

Gutta, Local Cess etc: payableto Government Rs.539-5-7

Sri Ratneswara temples at ChikkaGosai Ghat, near Ganjam, Seringa-patam taluk.

3. How Purushottumanandagiri Bavaji came to be in possession

possession and enjoyment of the villages, is detailed in the representation.

13 4. Briefly stated, Someswaragiri Gosayi, Chela of Venkata-Girigosayi, the original purchaser of the villages, made -- over the two villages to the management of Purushothamananda-giri Gosayi under a registered Release-Bond dated 1st October 1917 on account of extreme old age and the accumulation of -- heavy arrears in the villages. The said Gosai also deposed to the same effect before the Amildar of Krishnarajapet Taluk on 1st October 1917. Immediately after the execution of the -- Release-bond, Someswaragiri Gosai seems to have attempted to make the bond inoperative and to have executed another document dated 6th December 1917. In whose favor and stipulating what conditions this document was executed, is not to be --- learnt, as no copy of it is found in the file.

5. Having thus been divested of the management of the villages Mr. Purushothamanandagiri Gosai filed a suit (O. S. No.56/1917-18) in the Sub Judge's Court, Mysore, and it was decreed on 16th March 1921 that "the management of the villages do belong hereafter to the plaintiff (Purushothamandagiri Gosai) and that the Plaintiff do also manage the temple at Ganjam and the Aradhanas as per Sannad etc."

15 6. The deputationists referred to a compromise according to - which they say that Mr. Purushothamandagiri Gosai became entitled to the rights of Someswaragiri Gosai during his lifetime only, but a copy of this compromise could not be found in the records now available. Nor has mention of this been made anywhere in the records.

16 7. Someswaragiri Gosai died on 22nd November 1922 and was --- succeded by his Chela Ramachandragiri Gosai, between whom and Purushothamandagiri Gosai, all subsequent correspondence and -- interminable disputes have arisen.

8. Being confronted with opposition, and frustrated in his -- attempts to oust the Ryots from their enjoyment of their lands, Mr. P. Gosai seems to have been harassing the Ryots in all --- manner of ways and this has also occasioned the filing of many criminal petitions and counterpetitions by Mr. P. Gosai and -- Ramachandragiri Gosai and his partisans, respectively, to the - detriment of the village interests and well-being of the temples at Ganjam.

9. While matters stood thus, Mr. P. Gosai petitioned the Deputy Commissioner on 1st April 1921 praying that Survey and Settlement might be introduced into the villages and after much protracted correspondence between the Taluk and Sub Division Offices, a -- recommendation was submitted to the Revenue Commissioner in -- Deputy Commissioner's letter R. pet. No.1827/20-21 dated 26th -- September 1921. The Survey Superintendent having said that the work can only be taken up during the field-season of 1923-24, the Deputy Commissioner was accordingly intimated in Revenue Commissioner's letter No. D2. Dis. 1326/21. dated 2nd January 1923.

10. Owing to continued default in the payment of the arrear and current Gutta and Cesses due to Government, Mr. T. Govinda Rao, Sub Division Officer, Krishnaraja Sagara Works, recommended the assumption of the management of the villages. This recommendation was not viewed favourably by the Deputy Commissioner (Mr. P. F. Bowring) and a reply (O.C. No.738 dated 11th October 1922) was sent, observing "that in a case of worse default (Mr. Setlur's) the Revenue Commissioner discountenanced a similar proposal made by this Office and refused to move the Government in the matter, and that the assumption of the villages involves heavy responsibility on the Officers concerned who will be answerable to the owner for (a) the effective administration thereof and of the temple --- affairs, (b) maintenance of correct accounts, and (c) adds no -- little work to the Taluk and Village Staff".

The question of assumption of management was therefore dropped.

11. Mr. P. Gosai renewed his request for the introduction of --

of Survey and Settlement and a recommendation having been again sent up, the Revenue Commissioner enquired in his letter No.4241 Gl.22-23 dated 28th June 1923 whether the applicant Mr. P. Gosai was the sole owner of the villages in question.

In reply, it was reported in Deputy Commissioner's letter R. Pet. No.1782/22-23 dated 18th July 1923 that the villages are Devadaya Inams endowed to Ratneswara of Ganjam village and that they are under the management of the petitioner Mr. P. Gosa

12. In reply to a communication sent up by the Revenue Commissioner's Office, the Revenue Secretary to Government while observing in his letter No. R. 1625/L.S. 14-23-6 dated 5th October 1923 "that the villages are Devadaya Inams but Mr. Gosai claims them as his own and wants on such claim the ~~Su~~ introduction of Survey and Settlement into the villages", has made a request that the applicant's claim should be enquired into and a definite decision arrived at, before sanctioning his request.

The records have been received in the Deputy Commissioner's Office only on the 26th instant and further enquiries have to be made now.

13. Without prejudice to the information to be elicited at the etailed enquiry and the findings to be recorded thereon, it may enerally be observed that the villages having been classed as evadaya, there is no need to go beyond the Inam Settlement, and he applicant Mr. Purushothamanandagiri Gosai or any other manager pro-tem can only be permitted to manage the affairs so long as the stipulated charities in the temple for whose benefit the villages were endowed by Venkatagiri Gosai, are regularly conducted, and the buildings are kept in proper repair, and the villagers cannot be molested or harassed in any way. The management, hitherto, by Mr. Purushothamanandagiri Gosai would not appear to be satisfying these conditions.

MYSORE,
Dated 28th October 1923.

for DEPUTY COMMISSIONER,
MYSORE DISTRICT.

2822

Deputation from the ryots of Bharatipur Inam village.

. . .

On Tuesday the 30th October 23 at 10 A.M., a deputation of ryots from Kayamgutta villages of Bharatipur and Margonhalli ~~villages~~ in Krishnarajapet Taluk waited upon the Dewan at Lake View, Mysore. Mr. J. Venkatakrishnaiya, Advocate, Seringapatam, represented the petitioners, and presented the accompanying memorial.

The following points were urged on the Dewan's attention.-

1. That Purushothamanandagiri Gosai, who was now managing the villages (endowed to 2 temples in Ganjam), was not lawfully entitled to ~~the~~ manage the properties,

2. That with the help of lawless people, he harrasses the ryots and interferes with their tenancy rights, and

3. That the Trust properties are grossly mismanaged by the said P. Gosai, ~~that as devotees of the temples they have brought this to the notice of~~ a that Govt. may take action under the Muzrai Regulation to take over the villages under Govt. management~~, and thereby relieve them from the endless disputes and annoyance~~.

The Dewan impressed on the deputation that Government cannot interfere with the relations between the inamdars and tenants, or with the question as to who is lawfully entitled to the management. ~~As~~ This is a metter for the Civil

A gist of the representation made and of the remarks made ~~on the~~ by the Dewan is Submd.

30/10/23

4/11/23.

To Rev. Secy

3/11/23

3.11.23.

Muzrai D. 532

3/11/23

The connected file is in the Rev. Branch, which is dealing with this case. This may be sent to Rev. Br:

Submitted

5/11/23.

5.11.23

Rev. Branch.

5.11.23

Courts to decide and if ~~they~~ The petitioners are ~~harassed~~ ~~hyxkawlssxxxxxdiss~~ harrassed by unlawful acts they must seek the protection of the Police or Magistracy. If ~~the said~~ Mr P. Gosai is not the rightful manager, they are at liberty to refuse payment of dues to him. [illegible]

On the petitioners representing that they did not press for any declaration of their tenancy rights, but only wanted to move Govt. to take action on the ground of gross mismangement ~~and give~~ as this would give them speedy relief from oppression indirectly, the Dewan said that Govt. were already ~~taking action necessary action~~ investigating into the matter at their own initiative, but that it was a matter between the Govt. and the trustees, and no third party (like the tenants) could be allowed to ~~have any~~ ~~move in~~ have any ~~influence~~ voice in the matter.

3.4

G. R. S. III 2]

Muzrai
Secretariat

Muz. File No. 148 of 1923.

Serial No

A Dft. forwarding the petition re Carts for repair, is submitted

AY 12/11/23 17/11/23

for appl
14 11

355
15.11.23

Rev Secy)
14/11/23

14 11

Dc
5721 – 16/11/23

Done
16 1

2 To the Muzrai Commr. No. 728 d. 28.11.23
Forwards petition regd. No. 539 with its enclosures recd. from one Byanna Gowda & other ryots of Bharatipura & Maragondanahalli villages in the Krishnarajapet Tq. and requests that an early report may be made on the representation as well as his reply to this office No. R.1625/L.S.14-23 d. 5.10.23 to the Rev. Commr.

To Rev. Commr. No. 729 d. 28.11.23. Fwd. copy of the above.

NOTE—Contn. sheet

G. R. S. III.2]

Muzrai
Secretariat

Muz. File No. 148 of 1923.

Serial No.	
3	From. Ramachandra Giri Gosai chela of the previous Trustee Someswara Giri Gosaii Petition Dt 19-11-23. Prays that on account of his defective vision etc, the inam villages of Bharathipura and Margonahalli in the Krishnarajpet Taluk may be taken under Govt. management under Sec. 25 of the Muz. Regn., proper arrangements being made for worship etc. in the temples of Sri Ratnesvara and Sri Narasimheswara at Chick Gosaii Shat, Seringapatam to which the villages are endowed.
4.	From, the ryots of the said village Petition Dt 19-11-23 Repeat the above prayer owing to the troubles of Purushottama Anandagiri Gosaii, etc. and add they had memorialized Govt in Octr 22 praying for protection against the high handedness of P. Gosaii. Demands order thereon! —

NOTE—Contn. sheet

WD 0561—GPB—3750—1 8 22

Muz. F. 148-72

WD 243—GPB—1,000—24-3-22

Memo No. 81
22 [illegible]

REPLY

(*To be written on this margin.*)

Office of the Dewan of Mysore.

NOTE.

Dated.................192

GEN. & REV. SECRETARIAT
21 NOV 1924
MUZRAI

D. No 728-24

Inspection maps submitted
to [illegible] in the 1st inst
than all records
submitted

I believe there is
a number in the
key-note 13.
Moreover the
a c [illegible] is
10 of key maps
& the difference there
Rule 20 applies
in the present case.
Hence case may be
ruled upon

19.11

The Revenue Secy to forward
with Comps

to [illegible]

Muz. File No. 168 of 192

Serial No

The facts of this case are noted in paras 10-22 of the office-note—

In the matter of the petition of October 1923 refd to by the Ryots in Sl. 4, it will be seen from para 23 of the office note that a deputation of ryots waited upon the Dewan at Mysore, and were informed that Govt were already investigating into the matter ~~at~~ on their own initiative, but that it was a matter between the Govt and the Trustees and that no third party (like the tenants) could be allowed to have any voice in the matter., and that in the matter of the troubles caused by P. Ananda Sri Gosain, they had to seek the protection of the Police or magistracy.

NOTE—Contn sheet

G. R. S. III 2]

Muzrai Secretariat	Muz. File No.	of 192 3

Serial No

The petr. R. Gosain states that he is a trustee, and applies for Govt. help and prays that the instn. and its property may be taken under Govt. management under Section 25 of the Muz. Regn.

It will be seen from the previous pages that the villages in question are devadaya-inam lands, and the instns. and their property are being grossly mismanaged.

The previous petitions have been sent to the Muz. Commr. and that officer's report in the matter is awaited.

May the present petition be forwarded in contn., and the Muz. Commr. requested to expedite submission of his report? Submit. for orders.

AV 21-11-24. 21.11.24

NOTE—Contn. sheet

Please hurry up. 21.11.24.

Waited upon the Asst. Secretary AV 22.11.24.

General and Revenue Secretariat

File No 11 of 19

Serial No.

On the application of Purushottam anandaji Gosai to introduce Survey Settlement into the Inam villages, the Dy Commr was ordered to hold an Enquiry as to the claims of the applicant (paras 30 a supra) The Dy Commr in his note of 28 10 23 gave an account of the ~~Institution~~ institution and its history, and in para 13 indicated that ~~he would hold the~~ the Enquiry would be held (para 22 supra) But no report has been received so far. Now the villagers and Ramachandra puri Gosai have put in petitions complaining against Purushottam anandaji Gosai that he is mismanaging ~~of the~~ the affairs, harassing the ryots & that the institution with the Endowments may be taken under Govt management under Sec 25 of the Muz Regn. Ramachandrapuri Gosai alleges that he is the proper & actual manager of the institution for the last two years. i.e. He sets up a claim against Purushottam anandaji Gosai. The settlement of their claims is matter which they must get adjudicated in a Civil Court. Nor can Govt do anything in the matter of the complaint of the villagers that Purushottamanandaji Gosai harasses them and drags them to Court. Govt cannot interfere under Sec 25 or under Sec 3 there is dispute for trusteeship of the

NOTE—Contd Sheet

Serial
No.

But the Dy Comr may certainly hold an Enquiry as regards the management of temple affairs as indicated in the last para of his note of 18th Oct 1923, and may make such recommendation as the circumstances warrant. The present petition may also be sent to the Dy Comr & he may be asked to hold ~~an Enquiry~~ a formal Enquiry under Sec 8 of Regl if need and submit a report on the matter within 2 months.

22.11.24.

Rev. Secy

24.11.24

26/24.11

Dewan

With regard to the recent representation of the petitioners (the ryots of the [illegible] villages in question) addressed to the Dewan that they are harassed and subjected to considerable troubles by the present manager of the villages — Mr P. Gosain, the matter is ~~[illegible]~~ as observed by the Dewan in his reply to the deputation which waited on him in Nov 23 (vide pages 10 & 11 of the notes) ~~one~~ in which the Govt cannot interfere. The petitioners should seek their remedy in the proper court.

Serial No

It is urged by the petitioners that all their trouble will be prevented if the villages are taken under Govt management. ~~[illegible]~~ Before passing any order in this respect, it is necessary to ~~pass~~ arrive at a definite decision as to whether the villages are Devadaya Inams as shown in the ~~gen~~ Inam Fair Regr or if they are personal Inams as claimed by M. T. Gosain. The Dy Commr who was asked in Oct 23 to hold an Enquiry & submit a report on this point has not done so yet. ~~[illegible]~~ The Rev. Comr may be asked to [illegible] the Dy Commr [illegible] his report without delay — [illegible] the [illegible] of Deccan [illegible]

If on the result of this Enquiry it is ~~decided~~ found by the Dy Commr that the villages are Devadaya Inams, ~~[illegible]~~ he may also [illegible] to enquire & report (1) if the [illegible] for the support of which the villages [illegible] are properly maintained & the objects of the grant is fulfilled & (2) if the Jodi due to Govt on the villages is being regularly paid by the manager or if it is in arrears & if so, to what extent. In case the answer to either of the above questions is in the negative the Govt will be justified in directing the villages to be taken over under Govt management.

NOTE—Contn Sheet

Draft. [illegible] 28.7.4 [illegible] 25.7.

File No. 168 of 1923

General and Revenue
Secretariat.

Serial
No

RECD. 28 NOV 1924
Reg. No 6269.

Dft. Submitted.

AY 27.11.24 27.11.24

For approval

27.11.24.

The Secy) Refer: Dewan's minute of 19.11.1924.

For perusal – before orders of the enquiry

K 28/11

Dewan) May be made 28.11.24.

29.11 29.11

Issue
29.11.24.

To the Muzrai Commr. No. 825 dt. 2.12.24 Fds. the petn. copy to above and requests him to submit an exhaustive report on all points as already called for in the above.

10/

20(a)

R. S. III—31

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

D.1020

Another petn. from Purushottamananda giri Gosayi requesting that the copies of the petns. applied for by him may be given to him ~~before the end~~ at once.

A report has been called for before the end of Decr. 24

Subd for orders.

KM
23/12/24

He has been told that the papers are not here but wants copies of the papers at once for producing in Civil courts. As the papers are not there no copies can be granted.

23/12/24

As Supdt has asked no action is necessary now

[illegible]

all slips,
asted on

this form.

G R S. III—3]

ROUTINE NOTES.

[To be used only for notes, requisitions, etc , not intended for permanent record]

N. *B*—Should routine notes be written on small slips the notes must be copied, or slips pasted on this form

20 (b)

G. R. S. III—3]

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record]

D no 71

Muz. 148-23

Petition from the Ryots of Bharatipura Village Krishnarajpet Taluk praying for early orders in the case relating to the mismanagement of their Village which is endowed as inam to Sri Narasimha Devaru and Ratneswara Devaru at Ganjam, S. Patam Taluk, and complaining that the present Amildar of Krishnarajpet has taken sides and is giving them lot of trouble etc.

Sms file no. 148-23 on the subject is submitted. The petition is addressed to the Dewan.

Dewan's orders [illegible]

[illegible]

N. B.- Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

W D 1880—GPB—1,60 000—2.5-21

71

G. R. S. III—3]

ROUTINE NOTES.

[To be used only for notes, requisitions, etc., not intended for permanent record]

The matter is pending with the Muz. Commr. Reminders are being issued

Submitted

17.7.25

17.7.25

The Muzrai Commr has stated in his letter No 490 d 21-5-25 that the case is under investigation by the Dy Commr who has been examining witnesses on either side & that a final report will be sent before the end of June 25.

The report has not been recd yet. A remr will be sent now?

17.7.25.

Rev. Secy

For perusal

A reminder ~~may~~ will be issued

18/7

18.7.25.

Dewan/Js

I am sure that the report will be recd [illegible] the promised date

20/7

20.7.25.

DEWAN'S OFFICE,
RECD. ON 18 JUL 1925
Reg. No. ... 5741

N. B. - Should routine notes be written on small slips the notes must be cipoed, or slips pasted on this form

Dr. Submit

20.7.25.

C.V. 30/7

G. R. S. III—3].

ROUTINE NOTES

[To be used only for notes, requisitions etc not intended for permanent record.]

Draft letter to the M.C. is subd for approval

20/7/25

Issue

21.7.25

N B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

G R S. III—3]

ROUTINE NOTES

[To be used only for notes, requisitions, etc., not intended for perman

N. B.— Should routine notes be written on small slips,
the notes must be copied, or slips pasted on
this form

W L 188 (PB—150 000—2 5 21

G R. S III—3]

ROUTINE NOTES

[To be used only for notes, requisitions, etc, not intended for permanent record.]

The Sug file (no 148-28) is put up. The matter is pending with the Muz. Commr. A reminder was issued on 6-10-1925. The telegram will be kept in this file.

Submitted

10/10/25

AY

11/10/25

N B—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

22

G. R S. III—3]

ROUTINE NOTES

[To be used only for notes, requisitions, etc, not intended for permanent record]

If app, the telegram may be sent when Dy Commr for disposal, and he may be asked to expedite the report already called for

Very Urgent

12.10.25

Rec Secy (18th number)

12/10

13/10

247/13 10

13/10

14.10.25.

Dft. Submitted

14.10.25 14/10/25

2 10.25.

Submitted with a D.O. reminder for approval

R.S.

26/10/25

28 10.25.

N B—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

W D 1480—G11—150 000—25 1

[illegible]

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Telegram (regd. No. 979 of 25-2-26) to the Dewan, from Sivananje Gowda, stating that the petition of the ryots, complaining against Mr. Purushottamanandagiri Gosai, is not disposed of yet.

The file is put up. The report of the D.C., called for, is not yet received! Reminders have also been sent.

Another D.O. reminder, (forwarding the telegram also) is put up for approval.

Rev. Secy)

1/3

Issue and then submit to Dewan for perusal

2/3

Issue & resubmit

3/3

Reminder issued

Sub^d. as directed.

4/3/26

4/3

Submitted for perusal.

4/3

9/3 Dewan)

OFFICE
RECD. ON 4 MAR. 1926
Reg. No. 6656

N B —Should routine notes be written on small slips the notes must be copied, or slips pasted on this form.

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

EAT Quaker Oats FOR HEALTH AND STRENGTH

DRINK LIPTON'S TEA.

C

POSTS TELEGRAPHS.

Petn No 16
17.5.26

REV. & REV. SECRETARIAT
18 MAY 1926
MUZRAI

REVENUE
17 MAY 1926
RY.

No 8

No. OF OFFICE

This form must accompany any inquiry made respecting this Telegram.

D. 1376

Charges to pay	Rs	As.	Office Stamp		
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[illegible]	[illegible]				

To

Recd here at H

Dewan

Mysore

[illegible]

[illegible]

three [illegible]

nineteen twenty [illegible]

Rev Secy report with comps

Refr 17/5

N. B.—The name of the Sender, if telegraphed, is written after the text.

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POSTS TELEGRAPHS

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18 MAY 1926

No. OFFICE.

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To

Recd. here at H M.

(12)

by [illegible] [illegible] [illegible]

ma[illegible] [illegible] [illegible] is

not [illegible] [illegible] [illegible]

[illegible] [illegible] [illegible]

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—Narinj[illegible]

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G R.S. III—31

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

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&
AGUE PILLS
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LF BALLS
12 Per Doz
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The Times of India Illustrated Weekly
INDIA'S BEST PICTURE PAPER.

Mur File 1168-23 on the subject is submitted.

The Murrai Commr's report is awaited & he is being reminded about the matter. The Telegram may be kept in file.

the last remt being sent on 13-5-26

For perusal.

Bdy
21.5.26 — Rev. Secy

21/5

Copy of the telegram may be sent to the Murrai Commissioner, in continuation of the last reminder, for his information with a D.O letter.

Draft,

22.5.26

N.B.—**Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form**

Dft [illegible] Tel
AV
25.5.26

G.R.S 111—3]

Routine Notes.

[To be used only for notes, requisitions etc., not intended for permanent record.]

No. 1305 [illegible]
Muz 148-23 D/16/4/26

Sub file no 148-23 is submitted. The M.O's report is awaited.

D/o submitted asking the M.O. to expedite the submission of his report.

Al
10.4.26

Issue

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

22(3)

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Draft sub)

Sd/-
25/5/28

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G.R.S. III—31

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

N.B.—**Should** routine notes be written on small slips, the notes must be copied, or slips pasted on this form

No. 262

DEWAN'S OFFICE,

Dated 26. 7. 1926

4
MUZRAI
Z 114

Petition, as shown below, to the Dewan of Mysore is transferred to the Secretary to the Government of His Highness the Maharaja of Mysore, ...Revenue......Department, Bangalore ~~for~~

The Muzrai Commissioner may be requested to kindly obtain and send up, ~~the~~ within one month, the report which is long overdue.

No. of

Nanjundaiya, Zamindar of Bharatpur & Nargondahalli, Seringapatam, for early orders on their petitions for relief from harassment by E. Purushottamanandagiri Gosai.

By Order,

Private Secretary
to the Dewan of Mysore

WD 2486—GPB—500—7 6 26

Please despatch 26 7 26

Dft. Submitted
AV 27.7.26. 27.7.26
Issued 27/7

[illegible]
being [illegible]
the case — [illegible]
will be followed
in the Com[illegible]

4.9.26

Put up with
the connected file,
please.

6/9

This letr. may
be noted in the
file, & the whole
file put up. (as
it should have
been)

6/9

Mr. A.V.

Put up
9/9/26.

G. R. S. III-2]

Muzrai
Secretariat

Muz. File No. 1148 of 1925

Serial No

C [illegible] Submitted [illegible] for orders [illegible] The [illegible] submitted [illegible].

P. Reminders [illegible] this case [illegible]

p was issued to the [illegible] expedite the [illegible]

Submitted

[illegible] 8/9/26

(A) The petn. may also be sent to M.C., in ~~with a~~ continuation, ~~repeating~~ ~~for an~~ request that the report called for, may be expedited very early.

Rev. Secy

9/9

Yes please.

Please issue reminders weekly

13.9.26

1) Draft as at (A) above.
2) Note that reminders shd. issue weekly, as per secy's orders at

14/9

[illegible]

Dft. Submitted

15/9/26

Issue

16/9

15/9

Issued
No. 566
22.9.26

NOTE—Contn. sheet

92

WD 01229—GPB—37,500—1-9-26
App. F. III—21

General and Revenue
Secretariat

File No. 148 of 1923.

Serial No.

a In his ad-interim Comn. dd. 29-9-1926, the M.C. reported that he had received the D.C's report, and that he would send up his recommendations not later than 15th Octr. 1926. As the report was not received in the stipulated time, reminders are being issued.

b From, Purushottama Anandagiri Gosain.

Petition dd. 26/27. 11. 26

T Appeals against the D.C's order directing that the temples of Sri Ratneswara etc. at Ganjam, are not Samadhis as contended by the aplt. but are institutions dedicated to the public, and that as the ustns. have been neglected, the inam villages endowed thereto which are Devadaya, may be taken under Govt. management under Sec. 9 of the Muz. Regn., and prays for a stay of the execution of the D.C's order pending disposal of the appeal.

The Petition is duly stamped.

T An authenticated copy of the D.C's order appealed against has been produced. The D.C's order is dd. 20.9.26 and the appeal petition was received on 26.11.26. It is in time.

f Under G.O. No. 1332-63 / Muz. 63-22
25-9-19.

NOTE—Contn. Sheet

General and Revenue Secretariat

File No.

Serial No.

Fil ... ETARY
27 NOV. 1926
No. 1326

The appeal lies to the M.C. in the first instance against the D.C.'s order. [vide items 12 & 22 under (B)?] May the appeal be returned to the party with a direction that it may be presented to the M.C.?

Submitted for orders

AV 27.11.26.

SJ 27.11.26

It would seem that the petn should ~~[illegible]~~ be returned for being presentat~~ion~~ to the Mun. Court

27/11

Secy. The Dy Commr. has stated in para 15 of his judgement that he has taken action under ~~[illegible]~~ Section 9 of the Muy. Regulation, and also under the executive powers of Govt. under the Inam Rules –

An order passed under Section 9 is liable to be set aside in a civil court – Vide Section 12. It is therefore not subject to appeal to Govt. – (Section 21)

As a matter coming under item 12 of Reg. 8, the Muy Commr. may be competent to enquire into the matter –

This is a Revision petition under Section 22 and not an appeal –

As the Dy Commr. has purported to act also under the Inam Rules, the petn. may be referred to the Rev Commr. for disposal, and an endt. issued to the petr. – Vide also para 11 of the petn.

2nd member)

h
27.11.26.

27/11

OFFICE OF THE
SECOND [illegible] COUNCIL,
29 NOV. 1926
No. 3679

721

27

WD 0122—GPB—37,500—1-9-26

App. F. III—2]

General and Revenue
Secretariat

Muz. File No 148 of 1923

Serial No

I think the order passed by the Deputy Commissioner is correct. I am not sure if he need have relied, for supporting his order, on the Inam Rules. That these are religious institutions dedicated for the benefit of the public and that they have been neglected and their properties mismanaged, are facts as proved in the enquiry held by the Deputy Commissioner. The Muzrai Regulation is sufficient authority to deal with the case and the action taken by him under Section 9 is in order.

As pointed out by the Financial Secretary, the aggrieved party should seek redress by filing a suit against the Deputy Commissioner in the District Judge's Court. There is no object, in these circumstances, in the entertainment by Government of an application for revision under Section 22 or in any further enquiry to be held by the Muzrai Commissioner under Government Order dated 25th September 1922. An endorsement may, therefore, be issued to say that Government see no reason to interfere with the order passed by the Deputy Commissioner.

The Muzrai Commissioner may be asked to report, after the properties are taken over by Government, what arrangements are made for ~~thei~~ their proper management in the interests of the temples and for worship, etc., in the latter.

13.12.26

13.12

FINANCIAL SECRETARY
13 DEC. 1926
No. 1896

14/12

NOTE Contn.Sheet

WD 01229—GPB—37,500—1-9-26

App. F. III—2J

General and Revenue
Secretariat

File No. 118 of 1923.

Serial No.

Dft. endorsement submit. as directed

7 From, the Muz. Commr. in Mysore. Letter no. C.490 Dt 8/9.12.26.

Submits a copy of the D.C's order, and recommends that the case may be remanded to the Dy. Commr. for final orders being passed under Sec. 9 leaving the aggrieved party to seek such relief as is open to him under Sec. 12 of the Muz. Regn. if so advised.

B.
(Copy already produced with the appeal petition)

The M.C's letter explains the facts of the case fully.

Submits for orders.

24.12.26

The M.C. recommends in para 5 of his letter that the case may be remanded ~~for~~ to the Dy. C.r for final orders leaving the aggrieved party to seek such relief as is open to him under Sec 12 of the Muz: Regn. This recommendation is also for orders.

Draft Endt. is also Subd. as directed.

24.12.26

The Muzrai Commr's letter of 9.12.26 is subd for perusal. The dft endorsement prepared in accordance with the orders on the last page may be approved. The file will

NOTE—Coptn. Sheet

General and Revenue Secretariat | File No. 12[illegible] | of 192

L. W. No.
OFFICE OF THE SECOND MEMBER OF COUNCIL,
17 JAN. 1927
No. 4835

SECRETARY
18 JAN. 1927
No. 2626

DEWAN'S OFFICE.
20 JAN. 1927
Reg. No. 5307

FINANCIAL SEC
24 JAN.
No. 2878

Draft appd.

P.W.D.
2893
25/1/27.

OFFICE OF THE SECOND MEMBER OF COUNCIL,
29 JAN. 1927
No. 5753

3100
31/1/27

Serial No

if approved be submitted to the Dewan with reference to order in the memo of 26-7-26.

16/1

Second Member

18.1.27

19/1

AV
24/1/27

May the dft. endorsement approved by the Member issue?

Orders are solicited on the R.C's Comn. recommending that the case may be remanded to the Dy. Commr. for final orders being passed under Sec. 9 leaving the aggrieved party to seek such relief as is open to him under Sec. 12 of the Muzrai Regn.

Submitted for orders.

AV 25.1.27
25/1/27

The endorsement proposed to issue disposes of the R.C's Commn.

Vide pencil addn. to make the point clear.

(2nd member) 31.1.27   30.1.27   26/1/27   28/1

General and Revenue
Secretariat

File No 148 of 1923

Serial No.

8 To, Purushothamma Anandagiri Gosain,
End. no 1428 Dt 5.2.1927.

Informs him that Govt. see no reason to interfere with the order passed by the Dy Commr.

9 To Muz. Commr., memo no. 1429 Dt 5-2-1927.

Forwards a copy of the above, and calls for further report as to what arrangements are made for the proper management of the properties in the interests of the temple, and for worship etc therein.

10 From, P. A. Gosain thro. his Agent Mr K. M. Dute,
Revn. Petition Dt 17.2.27.

Prays that his Counsel may be heard before the application is disposed of, as the orders now passed are ex-parte, and adds that the execution of the Dy. Comr's order may kindly be stayed pending disposal of his application.

Submitted for orders
BV
19.2.27.

~~There a~~ No fresh grounds for ~~a re-consideration of the previous order~~ seem to be adduced.
28/2/27

NOTE—Contn. Sheet

General and Revenue
Secretariat

File No. of 192

Serial No.

The petitioner wants a stay order. There is no need for any stay order in this case. The D.C. has passed certain orders under the Muzrai Regn and the Inam rules and Govt have since said that there is no reason to interfere with the D.C.'s order. The present application may be rejected.

Dasi

MW 4/3

To Secy ~~Second Mem~~
2nd member

4 4.3.27

I agree
UK
7/3/27

MW 8/3

FINANCIAL SECRETARY
4 MAR. 1927
No. 4061

OFFICE OF THE SECOND MEMBER OF COUNCIL,
5 MAR. 1927
No. 5948

4194
7.3

D/ft. endt. submitted.
AV
9.3.27.

Issue
AMK
9.3.27

12 To Mr. Purushothama Anandagiri Gosaii, Endt. no. 1404 Dt 10.3.27.
Informs him that there are no grounds to interfere with the order already passed in the matter.
To, the Muz. Commr., Letter no. 1405 Dt, 10-3-27.
Forwards copy of the above

NOTE—Contn. Sheet

WD 01229—GPB—37,500—1-9-26
App. F. III—21

General and Revenue Secretariat

File No. 148 of 1923.

Serial No. 11

From, Mr S. Srikantaiah, Adv.,
Notice Dt 7-3-1927.

Desires to notify his intention to file a suit under Sec. 80 Civil P.C. on behalf of ~~Mr~~ Purushothama Anandagiri Gosai, for ~~the~~ cancellation of the order conveyed in endt Dt 5.2.27 directing the resumption of the inam villages endowed to the temples at Ganjam, Seringapatam Taluk. 27

R

The facts of the case are given in the previous pages of the office note.

This may be sent to L and L Secy for opinion as to whether any reply is necessary to the Advocate.

Submitted.
16.3.27

4761

For perusal before sending file to L. Secy
4/3

H Secy.

21.3.27
4/3

Secy Law Depts

5113

29.3.27

Reply may be sent to the effect that the action of the Muzrai officer is ~~[illegible]~~ perfectly legal & that the suit is barred by time.
SH 22/3
SH 25/3

Fair Secy with Compts

NOTE—Contn. Sheet

WD 01229 –GPB –37,500—1 9-26
App. F. III—2]

General and Revenue Secretariat

File No of 192

Serial No

An endt. to the client - Mr. Bosan has issued on the 10th inst.

No reply need I think be sent to the advocate to the notice if the Lottery is agreeable.

The threatened suit may be awaited.

3rd member
Lottery)

h
29.3.27

30/3

5118

OFFICE
SECON
31 MAR. 1927
No 6262

B Jones.

5242
31.3.27

NOTE—Contn. Sheet

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

D. 1363

Letter from the M.C. 27/ Reporting that in the matter of the assumption of the management of the temples in Chickgosaii Ghat, Ganjam, S. Patam, the D.C. Mysore has received Notice from P.B. Gosaii, and soliciting orders to engage the services of the P.P. to defend the suit when actually filed.

In connection with ~~a~~ another Notice from Mr. Srikantiah, Advt., on the Subject, the file

.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

35—

G.R.S. III—31

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Containing D. no. 1289/Meg. 148-23 was sent to Law Secti on 22/3/27. This may be sent in Contn.

Submit. AMK 29.3.27

AB 29.3.27

MW 30/3

Law Secty

✓

Main file received back with notes 30.3.27

N B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form

1893 36

App. F. III—2]

General and Revenue
Secretariat.

Muz. File No. 148 of 1923

Serial No.

13 From, The Muzrai Commr.

Ad-interim Report no. C-1420 Dt. 21-4-27.

'1' Submits a copy of Mysore Dy. Commr's. letter stating that the cost of the suit may be debited to the provision under Law charges, the P.P. being engaged to defend it, and promises to send a further comn. after the suit has been actually filed.

The M.C's further report is awaited.

14 From, the ~~[illegible]~~ Dy. Commr., Mysore Dist., Letter no. H. 116/A.C. Dt. 25th June 1927.

YI Submits a copy of his letter to the Muz. Commr. stating that the case refd. to has been filed, and recommending that the cost of defending it may be met out of the temple funds.

The Dy. Commr. reports that the suit has been filed, and his comn. is marked "immediate".

A dft. G.O. sanctioning his recommendation is submd. for appl or orders.

NP 25.6.27

JL Secy.

~~Second Member~~) Issue if the Law Secy is agreeable and then submit to 2nd member for perusal.

25.

[illegible] 24/6

A 30/6.

NOTE—Contn. sheet

The matter is urgent. The D.C. wants very early orders.

GPB—5,000—30-3 27

5869 ~~326~~
P

37

General & Revenue Secretariat. | Serial No | File No 148 of 1923

Mr
30/6

Secy Law Dept)

D.C.'s recommendation may be appd & Draft issued

Fair Secy with Compts.

D
1.7

120
2/7

[illegible]
2/7.

Issued
put up

Mr
4/7

15 To,
Mur Commr, Compt & Dy Commr, Mysore Dt.
No 20-22 d/ 4.7.27

Sanctions the Mur Commr's recommendation to engage the services of the Public Prosecutor, the charge being met out of the funds of the instn refd to

Subd as desired.

[illegible]
4.7.27

For perusal

Mr
5/7

Second Member)

OFFICE OF THE
SECOND MEMBER OF COUNCIL
5 JULY 1927
79

Note–Contn. Sheet

256
6/7/27

Mr
6/7

General & Revenue Secretariat. File No. 148 of 1923

Serial No. 16

From, The Muz. Commr
Letter no. C. 1420 Dt 4.7.27.

Requests that the action taken by the Dy. Commr, Mysore in engaging the services of the Public Prosecutor, Mysore, to conduct the Sosale Math temple case, may be approved and that the cost of the suit may be met from the temple funds.

H.

On the points raised by the Muz. Commr, orders of Govt have been passed in Pro. Dt 4.7.1927. The M.C's letter under advertence must have crossed the G.O. in question, and may be filed.

A copy of the plaint received is submitted for perusal.

Submitted
7.7.27.

Reply the Muz Commr's attn may be invited to G.O. No. 70-22 / Muz 148-23 Dt 4.7.27 in which the matter has been disposed of.

7.7.27

39

App. F. III—2]

General and Revenue Secretariat.

Misc File No. 148 of 1923

Serial No.

D.D. Submit

12.7.27.

88/14/7

Issue ms 14/7

17 No. 108 dated 18.7.27 ~~to~~ the Mergui Commr. in states that the matter referred has been disposed of.

NOTE—Contn. sheet.

WD 2298—GPB—10,000—4-5-27

40

OFFICE OF THE REVENUE COMMISSIONER
IN MYSORE.
17th September 1923.
Bangalore ...

No 1295
20-9-23
LS. 14-23-3

FROM

K.Chandy, Esq, B.A.,
Revenue Commissioner in Mysore

To

The *Secretary to the Government of*
His Highness the Maharaja of Mysore
Revenue *Department*

SIR,

In forwarding herewith the records relating to the application of Mr.Purushothamananda Giri Gosai of Mysore praying for the introduction of Survey and Settlement into Kayamgutta Bharatipura and Margowdanahalli villages - - Krishnarajapet Taluk, I have the honour to state that the Deputy Commissioner, Mysore District, has reported that the two Inam villages are according to the Quit Rent Register endowed for the support of Narasimhadevaru and Ratneswara temples at Gosai Ghatta near Ganjam in the Seringapatam Taluk and that the applicant states that the villages are private endowments made by his ancestors for the benefit of the temples referred to above built over the tombs of two Gosa- bearing those names and that he is the sole manager of the Villages and temples. The annual Jamabandi of the villages and the gutta payable to Government are as shown in the margin. The applicant has agreed to bear all charges incidental to the Survey operations.

Village.	Jamabandi.	Gutta.
Bharatipura	Rs.796-8-0	Rs.625-12-10
Margowdanahalli	817-4-0	Rs.539- 5- 7

The Survey Superintendent who was consulted stated in his letter No.1036 dated 11th December 1922 (copy enclosed) that the Survey work can be done during the field season

R. C. 4. **10453**

FROM

The Revenue Commissioner in Mysore.

To

The Secretary to the Government of
H. H. the Maharaja of Mysore,
Revenue Department.

Dated 17th September 1923
Despatched 18 – do –
Received
General No. C 4241/22-23

GENL. & REV. SECTT.
Br ....[illegible]....
19 SEP. 1923
G. D. SECTION

Enclosure No.

SUBJECT.

In forwarding herewith the records relating to the application of Mr. Purushothamananda Giri Gosai of Mysore praying for the introduction of Survey and Settlement into Kayamgutta Bharatipura and Margowdanahalli village Krishnarajapet Taluk.

Draft sanctioning put up for orders

22-9-23 Rev Secy

22/9/23

What has the Muzrai Dept to say?
23/9/23

GENL. & REV. SECRETARIAT
25 SEP 1923
MUZRAI

D 3820

Muzrai [illegible]

(Vide Routine note).

of 1923-1924. The Deputy Commissioner, Mysore recommends that Survey and Settlement may be introduced into the villages.

The ty Commissioner's recommendation may be sanctione

I have the honour to be,
Sir,
Your most obedient servant,

K. Chandy

Revenue Commissioner.

M.A.N.

Letter No.1036 dated 11th December 1922 from the Superintendent of Revenue Survey, Survey and Inam Settlement in Mysore, Bangalore to the Revenue Commissioner in Mysore, Bangalore.

With reference to your letter No.C.No.1457/C1.22-23 dated 14th November 1922 requesting my opinion in the matter of introducting Survey and Settlement into the Kayam Gutta villages of Bharatipur and Marigondanahalli in the Krishnaraja pet Taluk, I have the honour to state that the work cannot be taken up this season. It can be done during the field season of 1923-1924.

The enclosures of your letter under reference, are herewith returned.

"COPY"

For Revenue Commissioner.

M.A.N.

R. S. VI—G/32]

SUBJECT ....

Diary No. of letter replied to 1295

Section LS
File No. 14-23
Serial No. 6

General and Revenue Secretariat
( )
, the 192 .

No. R 1625
Ent file

Date of issue 5-10-23

Signed by Sd. T. Ramaiya

To The Revenue Commr. in Mysore

Sir,

With reference to your letter No. C 4241 dt 18-9-23, recommending the introduction of Survey & Settlement into Kayaragutta Bharatpura and Margondanahalli villages in the Krishnarajpete Taluk yrr. and

44

directed to ~~state~~ observe that the villages are Devadaya inams but Mr. Gosayi claims them as his own and wants ~~of~~ such claim the introduction of Settlement into the villages. The applicants' claim should be enquired into and a definite decision arrived at before sanctioning his request.

The enclosures to your letter are herewith returned.

I have etc.

Secy 29/9/23

Secy Rev Dept.

List of enclosures.

Copied by

Examined by

Advance copy of Petition & Secrett.Note

Re: deputation represented by Mr.J. Venkatakrishnaiya, Advocate, on behalf of ryot~~e~~s of Bharatipur Inam village against Mr.Purushothamanandagiri Gosai.

TUESDAY 10 A.M.

29/10/23.

Private Secretary to the
Dewan of Mysore.

Bangalore, 192

[illegible]

1917-18ನೆ ಇಸ್ವಿ ಅರ್ಜಿ ನಂಬರು ೫೬.

ವಾದಿ. [illegible]

ಪ್ರತಿವಾದಿಗಳು:—

1. [illegible]
2. [illegible]
3. [illegible]
4. [illegible]
5. [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]
[illegible]
[illegible]
[illegible]
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[illegible]

[illegible]

[illegible]

[illegible]

[illegible] 16 [illegible] 1921

[illegible] Sd. M.S Narsinga Rao.

[illegible]

In the Court of Sub judge at
Mysore -

Original Suit no 56 of 1917·18.

Plaintiff:- Purushotamanandageri Gosayi aged about 35 years, Sowcar residing in Doddapet. Mysore.

Defendants:- Someswaragiri, aged 66 years Chela of Venkatagiri gosayi

2. Venkata Rao aged 35 years. Maharastra by Caste.
3. Kempe Gowda aged 35 years Vokkliga by Caste.
4. Patte agge Gowda aged about 30, Hallikara Vokkaligar by Caste.
5. Dase Gowda aged about 50 years. Hallikara Vokkaligar by Caste 2nd Patel 1 + 3 residing in Bhartapura - SantheBacha-

Santhe-bacha-halli Hobli. Krishna Raja pet. Taluk. 2 Residing in Kortegere Village of Santhebacha halli Hobali (4 & 5) Maragowdana halli Kikkere Hobli. Krishna Raja-pet. Taluqq.

Claim to declare that the 1st Defendant through his release dated 1.10.17 handed over the mangement of the said Villages to the plaintiff, that the doct dated 6.12.17 executed by the 1st Defendant do not bind the plaintiff and that the Defendants should be restrained from interfering in the plaintiffs management of the Villages and for costs and such other reliefs against the Defendants. Suit filed on 10.6.18. That suit comming on for final ~~hearing~~ disposal before Mr. T. Krishna Iyengar. B.A. B.L. Sub Judge in the presence of Mr. K Ramaswamy Iyer B.A. B.L. advocate for the Plaintiff and the Defendants in person and as per Razinama filed by both parties.

It is ordered and decreed that the plaintiff do get possession immediately of the 2nd suit villages detailed on the reverse from the Defendants except the 1st Defendants house and ponya lands at Bharti-pura, and the 1st Defendants right for the Compensation payable by the Government on account of one acre and 18 Guntas of land acquired by the Govt. out of Bharati-pura lands, that the plaintiff do manage the above said villages free from any resistance from the Defendants, that the Plaintiff also collect the Kandayame from the tenants including the

The arrears and do pay the Government dues, That The management of The Villages do belong hereafter to the Plaintiff and his Chelas or Sishyas and that the plaintiffs do also manage the Temple at Ganjam and Arachanas as for Samnad and the parties do bear their own Costs.

Given under my hand and the Seal of the Court. This 16th day of March 1921.

Sd/ T. Krishna Iyangar.
Subordinate Judge.

Shedule:- ౧వ నెంబరు [illegible]

[illegible]

[illegible] 866 [illegible]

[illegible] 616 - 10 - 3 [illegible]

[illegible]

[illegible]

[illegible]

౨. [illegible]

[illegible] 1043

[illegible] 26-4-8[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Sd/ T. Krishnaiyengar.
Subordinate Judge

"True Copy
M. Shashadrinaga.
Sheristadar.

Compared

[illegible]

921 · 922 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

1. [illegible]

2. [illegible]

[illegible]

3. [illegible] 1921 [illegible]

4. [illegible]

5 [illegible]

6 [illegible]

4 / 1 / 923 [illegible]

① [illegible]
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[illegible]
[illegible]
[illegible]

N Dis on petition No
7/0/g 21-22. 4/1922.

Urgent

D S.P Please see That
There is no breach of The
peace If there is likely

likely to be take steps under the preventive sections of the Criminal Procedure Code.

If otherwise please see that these people are not prevented from reaping their crops and harrasing

Sd" P. J. Bowring
4 1.1922.

True Copy"
B O
K Ramachandra Rao
Judicial Head Munshi
Mysore Distt.

In the Court of the Senior Assistant Commissioner and 1st class Magistrate Krishnarajasagar.

Crl mis case no $\frac{10}{21-22}$

Deposition of witness no. 4 for 1st party taken on affirmation this 17th day of March 23 Sat age appears to be about 41 years. My name is Mr. Purushothamananda giri My Gurus name is Swami Iswaragiri I am by caste Brahmin Sanyasi and by occupation landholder I reside at Mysore Taluk Mysore District Mysore Solemnly affirmed. Kayamguthu Bhartipur village belongs to me. This village has been in my possession since 16 3·1921 I came into possession of this village in virtue of a court decree granted by The Mysore Subjudge (O.S. 56 of 17-18). There are two tanks in Bhartipur village. These tanks form part of the Inam villages - I know the lands commanded by these tanks I know the valuation Survey numbers viz. 12, 13, 14, 15, 16, 19 and 20 and Their extent as follows

a. g. a g a-g a-g a g a g a g
6-8; 19-23, 2 12, 16-1, 20-16, 21-17, 28-4, as per Survey record.

The Khate of these lands stand in the name of Iswara and Narasimheswara. The management of these temple rest with me. When I said that the village came into my possession on 16-3-1121 I meant also that the valuation. Survey numbers enumerated above came into my possession. After the above lands came into my possession I got them cultivated. Some lands were given out for cultivation to the neighbouring ryots for vara and few on guttha to my ryots and servants. Lease deeds were taken from (I) Kempegowda 1st member of II party II from Muddusetti 3rd member of 2nd party. III Varadappana Kempagowda 4th member of the 2nd party. IV Sellepuradu Nanje gowda, V Boaru-ta Lakshmana Rao. 6th member of the 2nd party and VI Bandidyava 2nd member of the II party. Lease deeds executed by Kempegowda, Lakshmanarao, Bandidyava, Muddusetti, Varadappana Kempa, and Nanje gowda have been filed in Crl case no: $\frac{152}{21-22}$ on the file of the spe. II class magistrate court French Rocks and I shall produce them later on. In accordance with lease deeds I got produce from some of the 2nd parties. In the subsequent year the lands were leased to the same 2nd pa

No fresh lease deeds were taken of [illegible], What is the cause of your bringing the application to this court Answer The lands [illegible] two tanks were in my possession on 8 5 22 when I proceeded to Bharatpur village & I suspected that the opponents in the present case helped by some others were likely to obstruct my peaceable enjoyment of lands in my possession I therefore filed this petition The lands that had been leased out by me to the opponents were then being cultivated by the opponents themselves. When I said that some lands were cultivated by me I meant my servant and labourers got from Nanjungud Taluk. These people halted in Bharatpur village for about 2½ months. The lands below the tanks are the Inamdar's Batayi lands These lands were leased from year to year The Bharatpur village was under the management of late Someswaragiri before me. my decree was against Someswaragiri Three pates and one shanbhoge late Someswaragiri is one of the minor guroos of my mut. In 1917 Someswaragiri had to pa

Government was Rs 2500/ Rs 100 [illegible] as Kandayam guttha. This amount fell into arrears. [illegible] the resumption of Bhuvanipur [illegible] gowdanahalli villages. Late Someswaragiri approached me for payment of this amount. I helped him by paying the government [illegible] and subsequently got a release deed in my favour. He also presented an application before the Amildar for the [illegible] the two villages in my favour.

Exhibits P_1 and P_2 and P_3 are respectively [illegible] statement, Someswaragiri's and release bond in my favour.

__Question__. Why did you sue against late Someswaragiri.

__Answer__- After the release deed in my favour I went to the villages Bhuvanipur and Maragowdanahalli. I found after long time that the villagers instigated Someswaragiri to question my right and they refused payment of Kandayam to me. Hence I had to file a suit against Someswaragiri and others. The lands under the tanks are garden wet and batayi. The ryots had no right title and interest in these lands.

Question. What was your difficult

getting the S nos under the [illegible] marks within

Answer. I remained in peaceful possession S. nos. enumerated already till about the middle of December 1921. I had a right to give away half of the sugarcane crop to the ryot who cultivated it the previous year. Half of the sugarcane crops were given to me by Kupanigowda, Boregowda, Puttegowda others. Kengegowda and his two brothers viz 7th and 8th and 9th members of the II party refused to give. I sold half of my right i.e. Rajapalu sugarcane grown in S no 15 under Hirikere to nine persons. Both the parties complained to the police and it was under enquiry. In the meanwhile Kengegowda and several other Bharatipur ryots presented an application before the Deputy Commissioner Mysore on 4-1-22. The Deputy Commissioner passed an order which was only communicated to the head of police at Krishnarajpet who took steps under section 144 Cr. P Code. and issued a notice ~~do~~ to me and to my purchasers. I waited for two months. In the mean while I got my men, ploughs, 5 or 6 pairs of bulls from Nanjungud and got the land ~~Sy~~ S.no. 13 under Hulikere cultivated. There was no crop standing on S.no 13 when I got my men from Nanjungud. It was cultivated previously with sugarcane. The raiyats of Bharatipur are opposed to me i.e. There is a gramakattu against me. Even the village servants are prevented from going to me or attending on me. I swear that the wet and garden lands under two tanks were in my possession two months prior to the institution of this suit before this court.

Cross examined. Note: The counsel for the opponents stated that as the lease deeds referred to in the examination in chief were not filed he was not going to examine the terms etc of the lease deed and that he would reserve cross examination when the lease deeds are formally filed. The court agreed to this reservation. Kempegowda was one of the defendants [illegible] O II part [illegible] in this suit in subjudges court

The patel Kempegowda is no more. The total area of the Bhakthapur village is about 800 acres. The Banjar extent in this village is about 50 acres. The jamabandy of this village is about 1500/Rs The Bataye extent in this village is 100 acres. The tank bed area may be about 70 or 80 acres. Burrying Banjar tank bed and Bataye the ~~the~~ remaining extent partly belongs to the ryots and partly to Inamdar. I have not stated the approximate extent in the occupation of ryots. I cannot say under what tenure these ryots' lands are held but I know. They are Kandayam paying lands. Some of Them have paid Kandayam to me (I do not Know whether the amount paid by the ryots to the value of crop due to Inamdar or the Kandayam) Properly speaking Batayi lands i.e. Inamdar's lands should have been under the controle of the Inamdar but owing to various causes They are not under my charge since 30 10 1922.

By the court. note There is in confusion of thought on The part of The witness The date referred to is about an order issued by this court for [illegible], the [illegible] of lands in possession of persons [illegible] not made parties in this suit [illegible] for the 2nd party did not refer to [illegible] in two cross examination. All the [illegible] village other than those for which [illegible] was paid by ryots were in my possession. [illegible] predecessor did not deliver to me [illegible] to pertaining to the village. I have not kept [illegible] accounts of the village [illegible] my possession. From [illegible] I got from the Taluk office. I know all the lands under the two tanks were Betugi. I also know therefore that the other lands in the village partly belonged to Inamdar and partly to ryots. There may be 70 or 80 khates in the village. I cannot say the number of khates occupied in suit lands. Out of suit lands extending about 100 acres no private khate exists. All the suit lands stood in the private khate of late Someswaragiri. The accounts referred to above are copies of village accounts nos 14 & 15. In the accounts [illegible] are noted. About 50 or 60 sub nos. are comprised in the suit lands. I can

say the origin of these suits [illegible] [illegible]
sued late Someswaragiri [illegible] others in the
Subjudge's court, I appeared for [illegible] [illegible]
village and not ~~too~~ individual [illegible] [illegible]
The date 16-3-21 was the date on which the
decree was passed. I was [illegible] that
Mysore. I visited the village a few [illegible]
the decree. I think punyalands near [illegible]
lands. In the subjudges court late [illegible]
-giri contested my claim. The decree was the
result of ~~the~~ Razeenama agreement by us

Question. Did you not agree according to the Razeenama and decree that punya lands should belong to Someswaragiri

Answer. Yes. If Someswaragiri had punya lands.

When I first came to the village after the decree that some of the lands in dispute were being cultivated by ryots some members of the 2nd party were among those who cultivated. I do not remember who was not cultivating among

Question Did you dispossess the members of the 2nd party from the suit lands prior to

Answer. I dispossessed them all a few months after the decree They were dispossessed About the month of April or May 1921 They were dispossessed when I went to the village after the decree for taking possession, Kengegowda 7th of the 2nd party had [illegible] on sub no. 13 under Koddakere. It was [illegible] this sugar cane crop that there was a notice to me from the Taluk Amildar on 5-1-22. I do not remember the [illegible] on which I went to Bharatipur village after receipt of the notice referred to above But I remember [illegible] visited the village twice or thrice in the course of the two months and the last was on 8 $\frac{5}{22}$ After I took possession of the village I have granted reciepts for kandayam paid to me I have got a list of persons from whom kandayam was recieved by me - I have not brought the list with to me [illegible]. Some members of the 2nd party have also paid Kandayam to me. Reciepts 37. [illegible] by me refer to 13 nos noted There in I have not compiled any khata beyond

a list and duplicate of receipts [illegible]
There is Shanbhoge for this village [illegible] name
is B. S. Venkatarao He has also granted [illegible] etc
I cannot say whether he has [illegible]
village or not. Ex: I is in the [illegible] writing of
Shanbhoge Venkatarao. I cannot acknowledge
its correctness till I verify it with [illegible] The
list will be produced by me on the next date
of hearing copies of village accounts nos.
14 and 15 got by me from the Taluk office
related to 1900-1901.

S no 13 under Hirikere tank was taken
possession of by me on the 6th or 7th
of March 1922. Before notice was served
on me my statement was got recorded
by the Amuldar. Further crossexamination
reserved

Sd/ Here is the signature of Goswamy
in Hindovi.

Read over and admitted to be correct.

Sd/ T. Govidarao
1st class Magistrate.
17-3-23.

True copy..

Dated 16 4.23 Solemnly affirmed

Examination in chief -- The [illegible] exhibit produced before Frenchrocks special magistrate's of court in c c. no 152 of 21-22 was received in [illegible] today and I herewith produce it. The executants [illegible] are Muddasetti, Nangegowda, Varadappa [illegible] Kempegowdu, Patel Kempegowda and others. [illegible] The names of Executants enumerate above are members of the 2nd party. S. number 14 referred to the lease deed is one of the lands under dispute in this case

Cross examination (contd).

The sub number 276 measuring $\overset{A}{6}-\overset{g}{0}$ out of S. no. 14 is the land referred to The lease deed. This sub number was The subject matter of a criminal complaint in the Frenchrocks special magistrate's court. The complaint was that mischief was committed in respect of this sub number and other numbers of the village This number pertains to this case I have stated before Frenchrocks special magistrate's court that S no 14 according to the valuation sub n[illegible] did not form part of dispute [illegible] II [illegible] court. I hear exhibit II [illegible] (Pro[illegible] [illegible] by 2nd party)

I have brought duplicate re[illegible]ipts [illegible] Kandayam received by me [illegible] stated before the special Magistrate [illegible] French Rocks that about 30 [illegible] were in the khate of So[illegible] -gi No land in Bharatipur [illegible] The actual Saguvali of Someswar[illegible] Gosai. I have examined subject [illegible] Court Mysore in the matter of injunctio[illegible] applied for by me. I do not re[illegible] number having stated then about Rs 40/- worth of Kandayam land was in the possession of Someswaragiri gosai I have state thus before that court Someswaragiri gosai is in possession of some lands in Bharatipur the Kandayam of which amounts to about Rs 40/-. I have given those lands for his maintainance. I can not say whether the lands given t[illegible] Someswaragiri for maintainance were under the tank or not. There was no dispute between me and Somes -aragiri gosai about subs[illegible]

Sub. no 276 was not one of the [illegible]
sold by Someswaragiri to Sindha
-ghatta Nanjundaih. Sub. no 276 is now
in the possession of Sindhaghatta
Nanjundiah and his tenants.

Note:- The witness stated that portion
of S. number 11 according to [illegible]
survey was taken by forcible possession
by Sindaghatta Nanjundiah.

The land covered by lease deed Ex. P
5 i.e. sub:no: 276 is still in the possess
of my tenants viz. Boregowda, Putte-
-gowda, Kapanigowda and others.

I did not prevail upon my tenan
that these lands (sub-no: 276) was bei
claimed by Someswaragiri and that
They should cultivate Them on my behalf
Someswaragiri has not sold any portion
of the land under the tank. The value
per acre of the land under the tank
~~might be~~ may be Rs 500/- But
or 90 khates stated to be in the village
2nd-parties name may be in the list
if they had made payment of Kandayam
or other such as Vara [illegible]

I cannot say the defendant's f[illegible] was included in Khate no: 70 for which [illegible] has paid Rs 10/-. The Khate referred to is merely serial number. This serial number is nothing but Asamiwar list maintained for the village. Particulars of Kandayam payable and extent by each Asami are not noted in the Khatelist.

Beyond Asami name no other particulars have been noted in the Khate list. I am conversant with Someswaragiri's signature. The writing is [illegible] is of Shanbhoge Venkatarao and the signature in the Devanagari appears to be of Someswaragiri. Signature in Ex. 4 on page 4 in Devanagari is mine. Ex. 5 is in the handwriting of Venkatarao. Ex. 4 was given to me by Someswaragiri Bawagi on 23. 11-17. The writing above my signature in Ex: 4 must have got written by me, because there is [illegible] signature. Patel Hutchegowda one Kempa mentioned in Ex. 4 is patel Kempegowda of the 2nd party. I cannot say wherefrom I got the information mentioned in it

These particulars mentioned by me are extracted from account nos: 14 & 15 for 1910 - 1911. I have got copy of account nos: 14 & 15 for 1910 - 1911. I have not brought with me accounts nos. 14 & 15 for 1910 - 11

Ex: 6. 7. 8. are receipts granted by shanbhoge Venkataloo on my behalf ~~Kh~~ Khatedar no. 49 referred to there in is according to the list referred to above. Ex 9 and 10 are in the hand-writing of Venkataloo and contains the signature of Someswaragiri Gosai

Signature in Ex. A 11 is of Someswaragiri Bavagi. Ex. 12. 13 & 14 are receipts granted by Venkataloo on my behalf.

The signature in Ex: 15 looks like that of Someswaragiri Gosai as a witness.

The signature in Ex: 16 reads like "Someswaragiri Sakshi" The signature is not clear as in ex: 15

Note by the court. - There was some discussion about the advisibility of Ex: 16 which is an unregistered document and the court held that it may be provisionally admitted for purposes other than those connected with the .

description of immove[illegible] [illegible]ty there in. I cannot say whether [illegible] been kumpu referred [illegible] Bandi Kiyava of the 2nd [illegible] Patel Appegowda is the father of the [illegible] members of the 2nd party. Bharatipur Ramanna was the predecessor of Ve[illegible] Rao of this village. I am not f[illegible] with the hand writing of [illegible] former. Signature in Ex. 17 is [illegible] nature of Someswaragiri Bavaji. The wr[illegible] in Ex. 17 from the 6th party page onward is that of Shanbhogue Venkatala. Signature in Ex 18. is of Someswaragiri Bavaji as a witness. Ex. 17 is in the handwriting of Shanbhoge Venkata Rao.

I have stated before the Amildar of Krishnarajapet taluk that [illegible] sugar-cane crops are raised out of S nos. 13 and 15 i.e. sub. nos. 236, [illegible] and 306 on 2.1.1922.

The dispute before the Amildar of Krishnarajapet Taluk regarding sugarcane crop was between [illegible] and Iramyegowda of 2nd party. The [illegible] was not with reference to Survey [illegible] to the -dary on the sub numbers [illegible] above; but that you on S. No. 13 which is situated under the [illegible] tank Ex. XX is my statement before the Amildar. I [illegible] in possessi of these lands through the court

When I went to take possess Ragi and other crops were on the lan under the tank. I took possession of the village on 16. 3. 21. I can not remember when the standing crops were harvested The ryots did not give me any grain that year i.e. after harvest I did not give any individual notice to the ryots to grain but I caused a general notice to be published by beat of tom and a copy there of was affixed in the village [illegible] I have got a copy of general notice referred to and I have not got it here. Subsequent to 5. 3. 22 no notice to quit was issued by me as the whole land under the [illegible] tanks were in my poss[illegible]

My shanbhoge Venk[illegible] [illegible] complaint for the special ma[illegible] French Rocks that some of the members of the 2nd party had cut [illegible] of trees in S nos. 14, 15 & 16. I had asked Ve[illegible] to lodge this complaint on receipt of report from him. The complaint was [illegible] in the month of December 1921 [illegible] remember the date now. I might have seen the complaint petition presented to the court. This court ended in a discharge because my witnesses turned hostile. There are about hundreds of [illegible] in Bharatipur village.

__Question__:- When did the villagers give trouble for the first time to the cultivation for the disputed lands?

__Answer__. On my going to the village on 8-5-22 it came to my knowledge that attempts were being made to dispossess me and I appeared before this court on 11th May 22 and lodged the complaint. I came to know that attempts were made to dispossess me from my Nanjungud people and others. I [illegible] to the village in response to communications [illegible] Ram-jungud people and others merely informed me that preparations were going on to dispossess me of the [illegible] as They did not furnish me [illegible] of obstruction [illegible] proposed to be caused by the opponents My opponents did not in any way trespass on or otherwise obstruct the cultivation of my lands under dispute I had lodged a complaint in the Bangalore city magistrate court against one Chikka Adinarayanasetti for breach of trust. The case was dismissed Adinarayana setti had filed a suit against me claiming damages for malicious prosecution. I had to pay about Rs 500/- as damages I had filed a suit against VenkataSubbasastry for the recovery of Rs 700/- Some letters and accounts were produced in support of this claim. This suit was dismissed

Note:- The witness volunteered that this suit was dismissed because this was time-barred

Question:- Were not the letters and called to produced dis-believed as being forgery?

Answer. One entry in the accounts to made a letter [illegible] in the lower court but they were held to be genuine [illegible] chief court on the chief [illegible]. This case was not compromised. The case was dismissed in the chief court on the ground of its being time-barred. I was not made to pay Rs150/- as compensation to the defendant for obtaining wrongful injunction. I must have paid Rs100/- as compensation to Venkatasubbasastry in another case. [illegible] case was also dismissed

I know Hadya ~~Byaramma~~ Byavamma.

Question. Did your brother on your behalf enter upon the land of Hadya Byavamma?

Answer. yes as the land was mortgaged to me and she filed a complaint. I do not remember of having filed a suit under sec. 145 of criminal procedure code against Byavamma before Mysore Sub-division court. I remember that there was a miscellaneous case in respect of this land. I do not remember whether I was the first or second party in this suit. The court held that the land was in the possession of Byavamma and thus the suit was decided against me. The criminal brought against my brother and people Syavamma did not end in conviction.

Reexamination:- The S. Num's referred to in Ex: P5 as 14 is a mistake and it should have been S. no 16. The land described in Ex P5 is in dispute. I got The village in virtue of Razeenama executed between Someswara [illegible] and myself. I took formal possession of the village by going to Bharatpur. The S numbers referred to in Ex XX may be a mistake as I kept no record of Them. Moreover my deposition was taken at about 10 P.m. I am paying a Kandayam of Rs 5000/- in The Mysore [illegible]. I own properties in Conjeevaram, Poona, Na Benarese and Jhangher. I pay a Mohatarpha tax of Rs 400/- in Mysore city. The value of the mutt property under my charge is about Twelve lakhs both in Mysore and British India.

Here is the signature of G. P Goswami in Hindu

Read over admitted to be correct.

Sd/. T. GovindaRao

1st class magistrate

16-4-23

True copy

శ్రీ చీరాల స్పెషల్ II క్లాస్ మేజిస్ట్రేటు [illegible]

[illegible] నెం 152/ 21-22

ఫిర్యాది:- కృష్ణారావు [illegible]

[illegible]

[illegible]

[illegible] 3 [illegible]

అపరాధులు:- [illegible]

1. [illegible]

2. [illegible]

3. [illegible]

4. [illegible]

5. [illegible]

6. [illegible]

[illegible]

7. [illegible] —

8. [illegible] —

9. [illegible]

[illegible]

10. [illegible]

11. [illegible]

12. [illegible]

Application under sections 427 and 501
I.P.C.

1. కృష్ణారావు [illegible]

[illegible]

[illegible]

[illegible]

[illegible] 14-15-16 [illegible]

3. [illegible] 7-8 [illegible] O.S. 56 [illegible] 17-18 [illegible] 14-15 [illegible] 16 [illegible]

4. [illegible]

[illegible]
[illegible] 14 15 [illegible] 16 [illegible]
[illegible]

5. [illegible]

6. [illegible]

[illegible] 427 and 506 [illegible]

[illegible]

[illegible]

[illegible] B.S. [illegible]
[illegible] 23.12.21

Sd./ K. Ramaswami

Advocate for complainant

23-12-21

Sworn.

Allegation are true. I have signed the complaint. The accused should be proceeded ~~ag~~ against at once as there is a likelihood of the continuance of mischief.

Read and explained and admitted correct

[illegible] B. S. [illegible]

Sd./ C. Suryanarayana Sastry.

Magistrate

23-12-21

In the court of the [illegible] Magistrate

French Rocks [illegible]

Present Abdur Rahim [illegible]

Special 2nd class magistrate.

Criminal case No 152 of 21-22

Complainant.

Venkatarao.

Accused

1. [illegible]

2. Chelu[illegible]

3. Dyave Gowda 4. Dodda [illegible] 5. Chikka Setti 6 Kempe Gowda [illegible] Kempe Gowda. 8 Cheluve Gowda [illegible] Ramaiah. 10 Nanje Gowda 11 [illegible] 12 Lakshmana Rao. ~~Secs 379 of~~

Secs. 379 or 427 I.P.C

Order

The facts of the case as deposed to by the complainant are as follows:— Venkatarao (P.W.1) The complainant was the shanbhoge of the village of Bharatipur which belonged to Mr. Purushothamananda giri [illegible]. The 1st accused Cheluva the 3rd accused Dyave Gowda, The sixth accused [illegible]

Gowda the 7th accused Patel Kempegowda, The 9th accused Byara alias Inam [illegible]yya, the 10th accused Nange Gowda, the 11th accused Honnalusetti and the 12th [illegible] Krishna-nalao were cultivating [illegible] in survey No 14 of the above [illegible] that the 1st and the 10th and also the 11th accused had executed [illegible] exhibits P1 P2 P3 [illegible] 3 [illegible] Venkatalao Pw1 saw that the accused persons above named along with the 2nd [illegible] Cheluva, the 4th accused [illegible] Sanna the 5th accused Chikka Setti and the 8th accused Cheluve Gowda that is the accused 1 to 12 were cutting and felling Arecanut trees causing loss and damage to Bavagi (Pw2) The complainant there upon reported damage to Bavagi the matter (Pw2) and lodged a complaint against all the accused in this court on 23-12-1921.

2. The accused were called upon to meet the charge against [illegible]

or mischief under section 3[illegible] I.P.C. as the case may be. There is absolutely no evidence to infer that the accused committed the crime in question. The evidence of the complainant Sivananje Gowda PW 1, Kapan Egowda PW 4 and Chikka PW 5 are the eye witnesses of the alleged occurrence. These witnesses swear that they did not see who cut the trees and in whose possession the garden was and categorically deny all that the complainant said. The police Daffedar said that on inspecting the scene he found the stumps of Arecanut trees cut recently. This is all the evidence in the case. With the exception of the complainant none of the witnesses says anything against the accused either collectively or individually. Thus the complainant's testimony stands absolutely uncorroborated.

3. It is contended that the accused 1, 10 & 11 have executed the lease deeds in favour of and are therefore prima facie liable to [illegible]

for the offence. In the absence of [illegible] evidence that these accused are the [illegible] I am inclined to believe that the [illegible] liability is only civil and not criminal. Further Exhibits P1 and P2 and P3 have not been executed exclusively by the accused 1. 10. 11. These are executed in favour of Buvagi P.W.2 by the three accused jointly with certain others who are not accused in this case. Thus there is no reason to saddle the accused 1. 10. 11. with the responsibility of having committed the offence.

4. I find no evidence in the case to charge the accused. The case moreover is one of civil nature. Hence all the accused are discharged under Section 253 CPC. In open court

Sd. Abdur Rahim
Special 2nd class
Magistrate
French Rocks

True copy
Sd/ S. Devaiah
Head Clerk

The following witnesses were examined
or prosecution.
. Venkatarao 2. Purushethaman dagiri
Bavaji 3 Siva Nan [illegible] 4 Kapanigowda.
5. Chikka 6 Nanjappa.

The following documents were admi-
-tted the evidence for the prosecution.
1. Sayavali chit in favour of Purushe-
-thamandagiri Bavaji by Chelura
on 20.4.21.
2 Do by Nanjegowda [illegible]
gowda on 28.6.21.
3. Do by the villagers of Bharatipur. No
article was produced on either side.
No witness was cited as the accused
were dis-charged. The following
documents were admitted in evidence
for the defence
1. Decree copy in O S no $\frac{56}{17-18}$ in the Sub
Judge court at Mysore
2. Copy of the Cancellation deed by
Someswaragiri [illegible]

7. Copy of the order in C.C $\frac{8}{21-22}$ in the file of the Special Court at [illegible]. The complainant was represented by Mr. Ramaswamayya Advocate and the accused were defended by Narasimha-Iyengar pleader.

True copy

In the court of the District Magistrate-
Mysore District

Dated this second day of February 1923.

Present, B Ramaswamaiya, Esq MA BL
District Magistrate

Criminal revision petition No 15 of 1922-23

Petitioner - Venkatarao (by Mr K Ramaswami Advocate).

Opponents. 1. Cheluva. 2 Cheluva. 3 Dyava-gowda 4 Dodda alias Sanna 5 Chikka-setti. 6 Kempegowda. 7. Kempegowda. 8 Cheluvegowda. 9. Dyava alias Thammaiah 10. Nangegowda. 11. Muddasetti 12. Lakshmanarao. (By Mr J. Venkatakrishnaiya Advocate)

Application filed by Mr K. Rama-swami Advocate, for the petitioner, praying that the order of dis-charge under section 253 of the criminal Pro-cedure code, passed in criminal case No 152 of 1921-22 by the special 2nd class magistrate, French Rocks may be revised (offence under Sec 379 or 427 Indian Penal Code).

I have heard the Advocates on both sides. The petitioner's Advocate admits that there is no evidence in the case corroborative of the complainant's evidence and in the circumstances, the Magistrate's order of dis-charge is only proper. The present petition can not there-fore succeed and it is accordingly ordered to be dismissed.

2. 2. 23

Sd. B. Ramaswamija.

District Magistrate

In the court of [illegible] Assistant [illegible]
and 1st class magistrate Kristnadevipeta
Subdivision Crl mis-case no 10 of 1921-22
This 30th day of October 1922.
Present T. Govindarao Esquire.
First class Magistrate.

1st party.
E. Purushothamanandagiri Goswamy
vs
II party
1 Bharatipur [illegible] Kamboe gowdu
2. Bandi [illegible] & 9 others

Order

On the complaint of the 1st party proceedings were initiated and preliminary order under Sec. 145 of the Criminal Pro: code was passed on 14th May 1922 attaching S. nos: 15. 16. 14 14 and 20 in Bharatipur village. A similar order was issued on 3.7.1922 in respect of S. S. no 13 It has since been brought to notice that the six survey numbers referred to measured about 110 acres that the second party in these about 13 acres and that lands belonging to persons not included as second party have been attached under the orders of this court. This confusion of S.nos: and extent arose out of the fact that Bharatapur village is unsurveyed village and that S.nos. enumerated in the 1st party's complaint were those parcelled out during valuation survey.

It was pointed out by Mr Advocate K. Ramaswamiah on behalf of the 1st party that six entire survey numbers were attached at his instance that the attachment need not be raised and that non-joinder of other persons as second party was not a serious objection to be taken into consideration by this Court. As it is not lawful to order attachment of lands belonging to persons unconnected with this case, the receiver will be informed that attachment of entire S.nos 15.

is cancelled and that attachment should be confined to portions of survey numbers detailed in the appended ~~sheet~~ schedule

Dated 30. 10. 1922.

Sd/- T. Govinda Rao

First Class [illegible]

Extract from the written statement submitted by the 2nd party to the court on 26-8-52

హద్దులు

[illegible]

1 [illegible]

(i) [illegible]

(ii) [illegible]

(iii) [illegible]

సర్వే నంబరు	సబ్ నంబరు	ఎకరం సెంటు	ఆకారం.
14	265 నెం కర	0 26	4 80
14	267 నెం మాన్యము	0 11	1·80.

2 వ బంతి ద్వారా నీటి సాగునకు చేరడు బావిలోనుంచి కాలువ పూర్వపక్షము పశ్చిమ దిక్కు కలిపి సాగు భూములు ద్వారా పశ్చిమ పక్షమున దక్షిణ మంటి భాగములు కలిపి కాల్వ ద్వారా నీటి సాగునకు ఉపయోగపడు ఆ కాల్వ ద్వారా సాగు అయిన ఉత్తర పక్షమున దక్షిణ పక్షమున గల భూమి ఈ మధ్య ఇరువరికి పశ్చిమ భాగాలయిన భూములు కలవు.

సర్వే నంబరు.	సబ్ నంబరు	ఎకరం సెంటు	ఆకారం
14·	271 నెం మాన్యము	0-21	3-0-0
14	286 నెం కర	0-37	6-0-0

4 వ వరదప్పన రెండో సాగునకు చేరడు బావిలోను ప్రాకారం

(ii) పూర్వపక్షమునందున ద్వారా సాగు. నీరు చే. పాంట్ల పురదనం చేసి సాగు ఇరువరికి గల గడ్డి పశ్చిమ పక్షము దక్షిణ భాగమయిన. దక్షిణపక్ష సర్కారు పోడాలు ఉత్తరపక్షమునందు ద్వారా పు ట్టిన భూమి అంగ మైనగ పంట మధ్య ఇరువరికి భాగము సాగు పంటలు.

(iii) పూర్వపక్షమునకు భారతి పురదమైన పాలనద్వారా సాగు చేయు పశ్చిమపక్షము భూమి ద్వారా నడుపబడు అంగమైనగడ్డ 4 వ రెండో సాగున భాగము మెట్టు 1 వ సాగు భూములు కలవు.

సోమళ్ళపురద వంటే గారి [illegible] గారి [illegible]
ఉత్తరర్క్షె బత్తర శెమూ ఇమారు బలు [illegible]
ఈ వుప్పు ఇరు గారి [illegible] పుణ్య గాము గారి బలుమ [illegible]
వశాము వంటు.

సర్వే నంబరు.	సబ్ నంబరు.	ఎకరె గుం.టె.	ఆకార
16	310 నెం బాగాయత్తు	0-18	1-0-0
16.	315 నెం తరి	2-2	15-4-0
16	322 నెం బాగాయత్తు	0-10	0-8-0
13.	238 నెం తరి	1-3	8-0-0

6. నెం లక్ష్మీనారాం శ్రీ బాబ్బు తలాను చెందిన వుండె
పూర్వర్క్షె చిరకాలము ద్వార వస్తు చెట్టు బాంబ
ఐదు గద్దె. పశ్చిమర్క్షె ద్వార గ్రామ కొండల దక్షిణాన్తే
తస్సూరి వూరిలోన నక్ష తోట ఉత్తరర్క్షె సంగన
సోమనాధ అంగా బాబ్బు గద్దె ఈవ ఉన్నవారు వుడు

సర్వే నంబరు.	సబ్ నంబరు.	ఎకరె గుంటె	ఆకార
13.	252 నెం తరి.	0-14	2-8-0

7 నెం పటేలు దేశ్ముఖ్ ఖాత 8 నెం తరి ఖాత 9 నెం
వాళ్లే ఖాత ఐదు వర బాబ్బు తలాను గళ్ళశమ్మలు
(1) పూర్వర్క్షె యమ్మాదుల్లా ద్వారా ఖాతా. ఈరోజు ఖాతా
వర దప్పన చిర్ష ద్వార ఖాత వస్తువర గద్దె పశ్చిమర్క్షె
బూరకి పురద ప్పన వర ఇనాంకి భూమి మొత్తం
చారుర కిష్టారాయి క దక్షిణాన్తే మల్లెనగుల్లు
శివనం చేసి ఖాత యమలాదదల్లె శాస్త్రి ఖాత నవనీ
శం గ్రి వస్తువరగద్దె ఉత్తరర్క్షె తూరు గొట్టం ఐదు
ఈమ ఉన్నారు వర తరి తలాను ఖాన గు నంగ

(ii) పూర్వకక్షిదారులు లేని దరఖాస్తు గల పట్టా సర్వేను గాంతన
రాతలు చేయాను ప్రత్యర్థులు లేని దరఖాస్తు
ఈరద్దాన క్షేత్రం. దక్షిణ హద్దు ఉత్తరపు
ఎల్లా దరఖాస్తు కొన్ని గాంతన శిస్తు కాగలది
మినహా. ఈ వల్ల ఇరువది ఎంగారు ఉరిచెయిం
నుకాపువందు

సర్వే నంబరు	దర నంబరు	ఎకరీ సెంటి	శిస్తు రూ.అ.పై.
13 నెంబ్రు.	236 నెంబరు	1-34	12-0-0
15 నెం.	290 నెం.,,	2-0	14-0-0
,,	305 నెం.,,	2-12-	17-4-
,,	306 నెం.,,	2-27.	17-8-
14 ,,	281 నెం.,,	0-26	4-12-0
15 ,,	295 నెం.,,	0-25-	4-8-0

Sd/ T. Govindarao
1st class magistrate.

శ్రీకృష్ణా [illegible]

తా. 8 - 1922 [illegible]

[illegible]

[illegible]

[illegible] 13 [illegible] 14

[illegible]

[illegible]

[illegible] శ్రీకృష్ణా [illegible]

[illegible] 16/1/22 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] 4-5 అంగుళాలు [illegible]

రాత్రి [illegible]

[illegible]

[illegible] 1½ అంగుళాలు [illegible]

[illegible] 10 అంగుళాలు [illegible] 600 [illegible]

[illegible] 3 అంగుళాలు [illegible] 14 [illegible]

[illegible] 25 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

తారీఖు 8-7-22 న [illegible] పురదఫ్తరు [illegible]

[illegible] పటేల్ [illegible] పంచ

నామా [illegible] —

ఈ గ్రామమందు సర్వే 14 నెంబరుకు కల 0-37 గుంటల భూమిలో

0-21 గుంటల బేస్మెంట్ [illegible] 0-26

గుంటల [illegible]

[illegible] ఈ బేస్మెంట్ [illegible]

[illegible]

[illegible] ఈ బేస్మెంట్ [illegible]
1-18

[illegible] 1½ [illegible] 1½ [illegible] 2 [illegible]

[illegible] 40 రూపాయిల [illegible]

[illegible] ఈ బేస్మెంట్ [illegible]

[illegible] బేస్మెంట్ [illegible]

ఈ బేస్మెంట్ [illegible]

[illegible]

[illegible]

ఆ గుంట భాగము 40 రూపాయిల [illegible]

[illegible]

[illegible]

[illegible] (సంతకం)

పటేల్ [illegible] —

[illegible] సర్వే 14 నెంబరు [illegible] 0-2(గుంటల

బేస్మెంట్ [illegible]

[illegible]

ఈ బేస్మెంట్ [illegible] 1 [illegible]

ఇదరకు 15 రూపాయిన సంబారకట్టనచ్చాడు నన్ను పాండ్లన
దండా చపరాసీ బంచరు బిస్సుర్తులకలేడు ఉద్దాపేంచ్లే నిగా
వసూలు చేశారు వదరకు పుచ్చుకున్న మోంత్ దఫా 15 రూపాయిల
క్వన్ల దండగా వాని పేరు తయకము అరుస్తలేదు బంచరాయినకు
ఆ మ్లాను సేము అతన్ తో బరువ దస్తము మంజూరు ఇయ్యకుండా
స్తేలేదు.

పటేల్ కొండపేట గ్రామస్థ ఎతన్నపాజ్జలి నమస్తేనరు షరాక్
షేక్ హైదార్ క. నిద్దేంక్ష సబరహా (పంచాలు)

తారీఖు 8-7-22 కట్లు జాగదేప్రదక్షు రంప గాంపాగర
శిద్ధశేట్టి మగను రూపాయలు 50 రుకుం వందం పట్టెక పలుడ్డు
శేట్టి బకి శిరూపుత్ర మసుష్టే షేక్. ననపేతు గ్రామదక్షు
సర్వే 10 నంబర్లు 12 ఎకరం బరు నష్టాపోశి కుట్టి 5-31 బాంసాంవత్సు
0-35 గుంటలు కర 0-28 గుంటలు చెరువాన్ పల్లాకుండా
కాపలా ఇరుస్తే. ఈ చెరువాన్ గట్లుదే జాలర చెరువు పల్లా
ఇల్లా. 20 రూపాయి చెల్లిక కండాంవు తేసాదుస్తేలేదు. 1రు
రుట్టి చెరువాన్ నక్షు 2 గుంటలగే గిత్తరాగి హాకిద్దేలేదు.
1 గియ్యక్షు పోయి హాకిద్దేలేదు బాకి 3 గుంటలగే రాగి హాక యుస్తే
ఉదరూ తిరుస్తేలేదు. ఈ చెరువాన్ నక్షు హాకిరు పయక్షు
నురూరు 1½ పల్లాయనబట్టుడు 18 రూపాయిల కవస్తే
టిసబట్టుడు. రాగి 4 ఖండు నటిసబట్టుడు కర 0 28
గుంటలు ప్రదేశదల్లు కచ్చు హాకిరుస్తేలేదు. కరెంగట్టపేరు
బాంగాయత్తు 0-35 గుంటలు లయకచ్చినప్పేరు మసాలా
స్తేలేదు. 4000 గునా కచ్చు హాకిరుస్తే. పైనయున్న యమూ
గిచెల్లదళ్లు నురూరు 80 రూపాయి బకాయిబట్టుడు తసాల
పరను కదర్ గే బరువ దస్తము మంజూరు

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] 1[illegible]

[illegible]

[illegible]

[illegible]

[illegible] 8.7.22 [illegible]

[illegible] 38 [illegible]

[illegible] 14 [illegible] 11 [illegible]

19-6-6 [illegible] 2-0 [illegible]

2-27 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] (యండి[illegible]).

తా 8.7.22 [illegible] 121 [illegible] 1-5 [illegible] 15 [illegible] 4000 [illegible]

[illegible] (Bhatta[illegible]. V.S.)

తా. 8.7.22 [illegible]

[illegible] 1[illegible]

[illegible]

[illegible] 15 [illegible]

[illegible] 4-20 [illegible]

[illegible]

[illegible]

[illegible] (60 [illegible])

[illegible] 100 [illegible]

[illegible] 5 [illegible]

[illegible] 0.4 [illegible]

[illegible] 3 [illegible]

[illegible] 1 [illegible]

[illegible] 50 [illegible] 50 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible] 300 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Sd/- V. Gopalarao

Annex.

10

In the Chief Court of Mysore
at Bangalore

Friday the 12th day of October 1917

Present

Mr. Justice K. S. Chandrasekhara Aiyar
and
Mr Justice T. Paramasiva Iyer

Regular appeal No 6[illegible] of 1916-17

Purushothammaa Giri Defe. Appellant

Chikka Adinarayana Setti Plaintiff Respondent.

Regular appeal against the decree of the Subordinate Judge of Bangalore in O.S. No. 40 of 1912-13.

This appeal coming on for hearing on Friday the 12th day of October 1917 The court delivered the following:-

Judgment.

We are Satisfied that the decision of the Subordinate Judge is correct and must be ~~up~~ upheld. The criminal complaint filed by the appellant against the Respondent ended in favour of the latter. The complaint being dismissed as false and on revision it was held

Chief Court that even if the allegation of deposit of jewels was true, the act of the respondent in denying it did not amount to [illegible] of [illegible] that he ought to have been dismissed. The respondent emphatically denies the allegation of deposit of certain jewels and he is supported in this by the absence of all mention of these jewels in the list exhibit X which was furnished to him by the appellant when he borrowed money on the 30th May 1908 The mention in appellant's account book of one of the jewels namely an emerald necklace as having been kept in deposit with the respondent is clearly a subsequent dishonest insertion The appellant admitts that no one else was present at the time of the deposit, though one of his witnesses pretends that he ~~himpself~~ himself was present ~~None~~ Nor has been able to substantiate his assertion that at the time of the search of the respondent's house, the latter or his people admitted possession of the deposited jewels We have no doubt the [illegible] is a malicious invention intended to cause loss to the respondent and to bring him into dis-grace. The appellant is clearly liable to the Respondent in damages and the amount awarded in this respect is not excessive. The appeal is dismissed with costs.

Sd/. K. S. ChandraSekhara Iyer.
Judge

Sd/. T. ParamaSiva Iyer.
Judge.

True copy

11

In the chief court of Mysore
at Bangalore

Present

Mr Justice K. S Chandrasekhara Aiyar

Mr Justice T. Parameswara Iyer

Regular appeal no 67 of 1916-17

Purushothamandagiri Gosai Appellant

Chikka Adinarayana Setty Respondent

Appeal from the decree of the court of
Subordinate Judge of Bangalore dated the
18th day of July 1916.

Memorandum of Appeal

Chikka Adinarayana Setty Plaintiff

Purushothamandagiri Gosai Defendant

Appellant above named appeals
to the chief court of Mysore against the dec
of the Subordinate Judge of Bangalore in O
Suit No 40 of 1912-13. dated the 18th day of Ju
191

for the following among other reasons [illegible]

The view of the law taken by the lower court that the mere termination [illegible] criminal complaint, even without a judicial decision of the merits thereof, is enough to maintain an action for malicious prosecution is in-correct.

On the passing of the judgment in the appeal in the presence of Messers T. S. Kora-swami Iyer and Mr G. Varadachari Advocate for the appellant and Mr T. Krishna Moorthy advocate for the Respondent

It is ordered and decreed that this appeal be and the same is hereby dismissed.

And it is further ordered and decreed that the appellant (defendant) aforesaid do pay to the respondent (plaintiff) aforesaid the Sum of ~~Rs (Sixty~~) 60 Three ~~annas~~ Rupees Sixty Three, annas two and pies Nine (Rs 63-2 being the amount of costs incurred by the respondent (plantiff) aforesaid this court with interest thereon at [illegible] percent per annum from this date until the date of realization

Given under our hands and the seal of this court, this 12th day of October 1[illegible]

Sd/ K. S. Chandrasekhara Iyer
Judge

Sd/ T. Paramasiva Iyer
Judge

Memorandum of costs incurred in this appeal

	By the appellant (defendant)	By the Respondent (Plaintiff)
Court fee on memo of appeal	37-8-	0-0-0
" application	0-0-0	0-1-
Power of attorney	2-0-0	2-0-0
Processes	0-8-0	0-0-0
Copies of decree & judgment	1-8-0	0
Advocate's fee	25-0-0	25-0-0
Costs of adjournment	0-0-0	0-0-0
Fees for copying	7-2-0	0-0-0
Do- Translation	0-0-0	14-1-0
Costs of Remand	0-0-0	0-0-0

Cost of paper	0 0 6	0 0 3.
Printing charges	36-2 0	21 8 0
Total	104-11-6	[illegible]

Sd N. T. Gopalaiengar

Registrar

True copy.

In the Court of the Special Magistrate [illegible]

Case No 171 of 22-23

Duly Sworn

Deposition of Purushothamananda [illegible] for prosecution Age 42 Race and Religion [illegible] Gurus name Sivaragiri. Resident of Mysore occup Landholder.

17 8 23 Examined by prosecuting Inspector

[illegible] I own house in Bhairapur village. I obtained possession of this village through a civil court decree in O.S. 56 of 7-8 on the file of the Sub Judges court Mysore and along with the village I took possession of the vill house which is the subject matter of this case. Prior to my getting it it was in the possession of Someshwaragiri. The deceased accused Kempegowda and Shanbhog Venkatarao and Someswaragiri were the defendants in the civil case. I referred to on 16.3.1921. Someswaragiri and the other two defendants filed a Rajinama in the Mysore Subjudge's court and a decree was passed in terms of that Rajinama. Exhibit P2 which I now file is a certified copy of this decree.

I took possession of the house a few days after this decree was passed from Someswara giri. I hold the house along with the village as a trustee for a Samadhi temple at [illegible] to which this property belongs. I was [illegible] in that house. About 2 months after I took possession of this house So Someswara giri complained against me and my servants that we had trespassed into this house in. In case No 84 of 1921-22 on the file of this court we were discharged. I file a certified copy of this order (Exhibit P3) of this court. There after I continued to be in ~~possess~~ possession of the house.

On 22-11-1922 Someswaragiri died at Marenhalli a village 1½ miles from Bhartipur. I came to know this from one Naranappa a couple of days after his death. Naranappa told me that the dead body was removed by the [illegible] of Bharatipur headed by the [illegible] now before the court and the deceased accused I mean only the first four accused before the court and the deceased accused to my house by breaking open the lock which my brother P. W 2 had put on Immediately I sent a petition to the superintendent of police French Rocks and also to the Police Inspector of Krishnarajapet enclosing into the former a copy of Exhibit P3. Exhibit P now shown to me is the petition I sent to the Superintendent of Police.

I sent my brother P W. 2 to give the police the necessary assistance in the investigation of the case.

P W. 2 went to Bharatipur and on his return he told me that some of my articles in the house had been taken possession of by 5th and 6th accused and that some other articles of mine had been removed to Gowdagere in Hunsur Taluk where Someswaragiri was living.

Articles to 5 before the Court are mine. The value of articles not recovered is about Rs 30.

Cross examination by Mr. Venkataraman

I did not sue for possession of the house separately. It was included in the village for possession of which I sued.

According to this rajinama our house in Bhartipur had to remain in the possession of Someswaragiri. Which house was intended was not specified in the rajinama. According to the Rajinama the punya lands had also to remain in Someswaragiri's possession. Someswaragiri had no panya lands in Bharatipur village. He has not sold any lands to the 1st accused but a registered sale deed executed by Someswaragiri in favour of the first accused has come into existence. What lands were intended to be sold by this [illegible] I know [illegible] accused trespassed [illegible] 2 [illegible] ~~half~~ half of Bharatipur [illegible] lands in that [illegible] -nce of this matter to the police [illegible] is still pending with the police

I did not apply for the [illegible] of the decree passed upon the [illegible] No amin came [illegible] 20 [illegible] of the house to me.

On the 22nd or 23rd [illegible] I took possession of this house then. It ha[illegible] been locked with Someswaragiri's lock. I had its key of that lock was with P.W. and I opened it. A duplicate key of that lock was with P.W. Venkata Rao who is the shanbhoge of Bharatipur and one of the defendants in the civil case I referred to.

I visited Bharatipur about 10 times after I took possession of the house staying 2 or 3 days at a time. Once or twice I stopped there for 8-10 days. My brothers [illegible]

there for months together. [illegible]

occupied between the [illegible]

possession and 30th October [illegible]

no part of the house and [illegible]

house was in our occupation. I have not

seen that house since the present [illegible]

The walls of this house [illegible]

It may be about 40 or 50 [illegible]

not in possession of [illegible]

any other document to show [illegible]

house is endowed to the [illegible] Temple

I don't remember whether that the complaint against me which ended in the discharge order [illegible] P.3 was.

Naranappa gave me information of the occurrence at Mysore in my house on a certain morning. He mentioned the names of five of the accused [illegible] the first four present before the court [illegible] the deceased Timmappagowda. He told me that the accused trespassed into my house at between 6 and 7 P.M on 22nd November 1922. He told me that he had gone to Bhartipur to demand from me the [illegible] which Someswaragiri owed him. I asked Naranappa whether anybody else had seen the occurrence and he said he was not acquainted with the people who saw it.

The 6th accused is not Someswara-giri's chela. I dont know whether the 6th accused or the 5th accused was living with Someswaragiri. At no time when I visited Bhartipur Someswaragiri was there.

I had kept 14 or 16 planks & one deer skin and 3 or 4 thappales. These have not been recovered by the police. I did not give a detailed list of articles lost by me to the police. I have stated in my petition to the police that some of my things were taken possession of and removed by the accused

The 2nd accused grew Sugarcane in S. No. 13 of Bhartipur village in the I sold the land-holders share [illegible] of this crop on this batayi land. The 2nd [illegible] claimed and is even now claiming that this land is his own. He attempted to mill this Sugarcane. He obstructed me milling the Sugarcane. I did not obstruct him. I complained against him to the police and he complained against me to the District Magistrate along with ryots of Bharatipur. The Amildar took proceedings under Section 144 Criminal procedure code in this connection and he issued an order on 5-1-1922 prohibiting me and my men from interfering with the 2nd accused milling the Sugarcane. On my motion proceedings under S 145 criminal procedure code are going on before the 1st class magistrate Krishnarajasagar between myself and 2nd accused and certain others in respect of certain lands in Bhartipur village. I think the 3rd accused is a witness for the 2nd accused's party in these proceedings.

I dont whether the 4th accused is cultivating the lands said to have been sold by Someswaragiri to the 1st accused.

One Subbarao was my clerk before this house trespass. He left my service a few months, how many exactly I dont remember before it occured. He was formerly a police Subordinate. I dont whether he was he was in Krishnarajapet Taluk as such. He informed me that he was in reciept of pension from Government. He never re..

or my brother to Krishnarajapet.

One Chikkadinarayanasetti filed a suit against me for malicious prosecution in which the court awarded him Rs 500 as damages. The case I had ~~instituded~~ instituted against him was one of criminal breach of trust.

I filed no suit on account against one Venkatasubbasastry. I filed a suit against him on a hypothecation bond for the recovery of Rs 5000 or Rs 6000. This suit was dismissed. (Question you did not produce any letters or accounts in this suit? was not one of such letters and one entry in that account disbelieved by the court? Did the court award a compensation of Rs 150 to the defendant?

The witness has been already asked several questions affecting his character. I do not think that any purpose is served by further questions of that kind. I dis-allow these questions.)

Reexamination:—

I did not apply of for the execution of the decree because the defendants stated in the Rajinama that they simultaneously delivered possession of the property. The defence counsel objects to this ~~[illegible]~~ evidence being recorded without the production of Rajinama itself. The prosecuting Inspector having promised to file the rajinama on the next date of hearing, the question is allowed. The objection on the ground that the contents of the Rajinama are referred to by the witness without producing that document is not tenable as the object of the question is not to prove the contents of the Rajinama.)

Subsequent to the proceedings under S 144 Cr. Pro code. I took possession of a portion of S. No 13 on 6th or 7th March 1922.

I pay a land assessment of Rs 5000 for my property in the Mysore District

I am a member of the District Board Municipal council, Central economic department Board and the Representative assembly.

I pay a mohakarpa of Rs 500 to the Mysore city Municipality.

I own lands in about 43 villages in the Mysore District

I have landed property at Conjivaram Poona, Benaris and other places outside the state which are under my sole management

Read over and admitted correct.

Sd/ N. Seetharamaiya 2nd class Magistrate

In the Court of the Special 2nd class Magistrate French Rocks

Criminal case No 174 of 1922-23

Duly Sworn.

Deposition of Tyrimajee Rao IV witness for prosecution Age 54 years. Race Maratha Religion Hindu. Father's name Venkatarao Resident of Mysore. Occupation Pension (Retired Deputy Inspector of vaccination. 20.9.23.

I know P W 3. I went to Bharatipur with him on the 8th May 1922 His servant Khasimsab also accompanied us We remained there for 3 days. P. W 3 went there to recover the kandayam due by the ryots of the village. I wanted to go to my village Attikuppa in the Hunsur Taluk. I went with P W. 3 at his request. We put up in P W. 3's house at Bharatipur Then his brother Tukaram was in that house with 7 or 8 servants. He also two cards. P w 3 has two contiguous houses one of which is a dwelling house and the other used for tethering cattle. These houses face the South. There is a common backyard for both the houses.

I had seen Someswaragiri at Mysore as well as at Gowdagere which is near my village Atlikuppa I had seen him at Gowdagere 2-3 months before I went to Bharatipur with P.W. 3.

I had seen the cart (art 1) two drums (art 7 and 8) and wool (art 13) in P.W. 3's house at Bharatipur

Crossexamination.

That was the first and the last occassion on which I went to Bharatipur. I had no business at Bharatipur

My village Atlikuppa is 4 miles from Yedatore Railway Station. My place of A residence is Mysore

Bharatipur is 5 or 6 miles from the Mandagere Railway station.

It was only on that occasion that I went with P.W. 3 to his village.

I was a witness for P.W. 3's party in the case relating to certain Bharatipur lands, now before the 1st class magistrate of K.R.S. Subdivision.

I can't say how many windows P.W. 3's house at Bharatipur consists.

I was taking my meals in P.W. 3's company during my stay at Bharatipur.

I do not recognise M.Os 1, 7, 8 and 13 by any identifying marks.

I had seen Someswarayya at Gowdagere only once.

I have never seen any of the accused persons before the court.

Reexamination.

I was a witness in the case before the 1st class magistrate to speak to the cultivation of Bharatipur lands by

P.W. 3 which I had seen during my visit to the village

Translated and admitted correct

True copy Sd/. N. Seetharamaiah

2nd Class [illegible]

In the court of the Special [illegible] [illegible], [illegible] French Rocks.

Criminal case no 171 of 22-23

On solemn affirmation

Deposition of ManuRimashrama [illegible]

for prosecution Age 42. Race [illegible] Religion [illegible]

Father's name Sukhdayal Resident of Mysore

Occupation Zamindar.

I have complained against the accused. I have a house at Bharatpur. Myself and my brother Purushothamandaji were in possession of this house ever since the village of Bharatpur came to our possession the house is in our possession on 30th October 1922 I locked the door and went to Mysore. I had in my house household property such as planks, [illegible], doors, rafters, shavel pick axes, provisions etc. I used to go there and live in that house as the village of Bharatpur belongs to us. I learnt the accused ~~broken~~ broke open the

lock and introduced the dead body of some [illegible]
to that house. After I locked the door [illegible]
way no one of my side was there to take [illegible]
of the house. My brother Purushotham [illegible]
-ri alias Bawaji complained to the police [illegible]
then at Nanjangud. I was also informed [illegible]
it. I came and then went to Bharatipur [illegible] I
saw then the accused Ramesh [illegible] and
Chotiboi and Ganeshgiri were in the house.
I went to the police and informed. My
brother Bawaji also had already lodged
the complaint. The Inspector came to
Bharatipur. On my complaint the accused
entered my house and removed my
property he investigated the case. The
Inspector inspected the house. When the
accused Chandragiri and Chotiboi and
Ganeshgiri were in the house. The Inspector
wrote a mahazar mentioning the above
accused lived in the house and went away
After he examined our witnesses [illegible]

the house. I inspected [illegible] identified the property belonging to me. This property was in the house then. Articles 1 to 15 were seized by the inspector. These are mine. I had [illegible] axes, crow bar, provisions etc. [illegible] in the house in addition. These properties were not found in the house. The accused Ramachandragiri and Chotiboi had removed these properties to Guvadagiri. I see articles 1 to 15 before court These articles are mine. Arti. 1 to 15 may be worth about 20 or 25 Rs

Cross examination.. After I left Bharatipur on 30th October I went again there in the month of December After I locked the door I gave the key to my Shanbhogue Venkatarao. [illegible] informed me that there was house breaking. There is no particular identifying mark to show articles 1 to 15 are mine except that these were in my.

I did not see Someswaragiri living in that house. Since 8 months that is after I returned from Benarise I was going to Bhaktapur. I living in the house when necessary returned 1 to 15 were in the house after I returned [illegible] Banarise. I have seen Someswaragiri I [illegible] not see Ramachundragiri and [illegible] with Someswaragiri. I do not know [illegible] they are related to him. I have not stated the police that Ramachundragiri is a [illegible] of Someswaragiri. I hear that he is a Servant of Someswaragiri and Chotaboi is a keep of Someswaragiri I have said to the police. Ganeshgiri is alive and is present in court itself B-avagi wrote to me while I was at Nanjungud, that the house had been broken open and Someswaragiri's dead body had been introduced into it. Bavagi told me the accused !

[illegible]

[illegible]

[illegible]

Appeal petition against the conviction [illegible] sentence passed under Sections 44[illegible] and 35[illegible] of the Indian Penal Code on 2-7-[illegible] by Mr. N Ramalao B A B L Additional magistrate of [illegible] Taluk in criminal case no 172 of 1[illegible] on the file of his court.

Appellants.

1. Manirama Sarma 3. Hala[illegible]

2. Khasim Sab 4. N[illegible]

Judgment.— The appellants were found guilty of the offences of the criminal trespass and assault punishable under Sections 447-352 of the Indian Penal Code and the first appellant was sentenced to pay a fine of Rs 100 for [illegible] in default to suffer rigorous imprisonment for 15 days and each of the three appellants along with two others, to a fine of Rs. 25 for each offence or in default to suffer simple imprisonment for 15 days.

2. The grounds of appeal presented on 3-9-1907 by Mr. B V. Krishna Murthy advocate are as follows.- (1) That the magistrate is wrong in taking into consideration the order passed by the Hunsur Subdivision 1st class magistrate in connection with a case under section 145 of the criminal procedure code between the first appellant and respondent ~~de~~ Devamma.

2. That the learned magistrate has failed to appreciate the evidence rightly.

3. That judgment of the learned magistrate is opposed to facts and probabilities of the case

(4). That the amounts of fine

The appellants are too severe and excessive and is the out come of the accused's unsuccessful application for transfer.

5. The remarks of the magistrate in para 8 of the judgement that possession of the land in question remained with the complainant is unwarranted by evidence 6 The remark of the magistrate in para 9 of the judgment that a possession has been with Revamma, is in a manner admitted by the defence itself, is opposed to the evidence of the defence 2nd witness. 7. The lower court erred in giving evidence to the complaint's story in the face of the fact that she attempted embellish her case by adding more and more serious charges as the case went on

8. The lower court has not noticed that a civil dispute has been exaggerated into a criminal case with sinister motives

9. The accused have been prejudiced by

The magistrate tried the case for hurt and convicting the accused for assault and trespass when there is no trespass in law

10 The magistrate was not fair to have put leading questions to the complainant in a way to explain away the fact of damaging answers she gave to questions in cross examination. I have carefully gone through the evidence on record.

The appellants have been found guilty and convicted for the offences of criminal trespass and assault offences punishable under sections 447 and 352 of the Indian Penal code respectively.

When the complainant filed ~~the~~ her petition before the Amildar Magistrate, her sworn statement was taken down by him and the case referred to the police for investigation and report. Neither in her petition nor in her sworn statement has the complainant referred to any hurt

It is only in the police charge sheet that section 323 penal code [illegible] A [illegible]. The magistrate has all along directed his enquiry to the offences of criminal trespass and assault and as has been remarked at the beginning he has found that section 323 was wrongly put in by the police. No charge was placed as the offences fell under the category of summons case. The accused knew perfectly well what the charges that were launched against them were and so the ground of appeal No. [illegible] has no legs to stand upon. It was argued that the question of possession of the land in dispute was not gone into by the subordinate magistrate and that this was assumed in favour of the complainant Devamma on the authority of the decision of the divisional 1st class magistrate. I fail to see the illegality of the procedure. There was the finding of a superior magistrate as regards the actual possession of the lands in dispute quite so [illegible] and the circumstances that led to this decision by the Assistant [illegible] magistrate were identically the same as those that brought about the case [illegible] appeal. Most of the witnesses [illegible] were examined before the [illegible] magistrate and I see nothing wrong in his acting upon the assumption that the decision arrived at by the Assistant Commissioner magistrate was the correct one even for the purposes of the present case in appeal. Even apart from this assumption there is ample evidence not only on the prosecution side but on the defence side as well ~~as~~ that the actual possession of the land in dispute was at the time of the occurence with the complainant ~~then~~ The presence of all the accused on the spot at the time of the alleged [illegible] is admitted not only by themselves but is proved by their own witnesses [illegible] an altercation took place [illegible] that both parties were taken to the police station at Chunchunakatte where they had their respective statements recorded by the Subedar are all admitted facts. This being so, it is not difficult to infer what the intentions of the accused might have been when they entered on upon the lands in dispute which were in the actual possession of the complainant. It must have been for one of the several purposes ennumerated in section 441 of the Indian Penal code. Thus it must be held that the accused did commit the offence of criminal trespass and this has been satisfactorily proved by the evidence on record.

But as regards the charge of assault, I find that the evidence is not free from exaggeration and embellishment as remarked by the Amildar magistrate himself. The prosecution evidence so far as this charge is concerned even betrays vindictiveness on the part of the complainant and her witnesses. I find that no case has been made out in this respect. I am not prepared to accept any portion of the evidence as regards the alleged assault as I suspect it to be in a measure fabricated.

For these reasons while setting aside the conviction and sentence of the lower court on the count of assault this court confirms the same in this respect of Criminal trespass and dismiss the appeal so far as the latter count is concerned.

The fine if any, levied on the count of assault, will be refunded to the appellants.

Sd/ M. Kantaraja Urs
District Magistrate

Dated 23-12-1907.

True copy

In the Chief Court of Mysore

Tuesday the 23rd day of March 1909

Before Mr Justice S. S. Setlur B.A., LL.B.

Criminal Revision petition No 4 of 1908-09

Manikram Sarma Petitioner I accused

(By Mr. K Ramaswamy Iyengar).

Dyavamma
(By messers S Ranganna opponent
and S Nanjappa) complainant.

Criminal Revision petition praying that the order of the District Magistrate of Mysore in criminal appeal no 22 of 1907-08 and that of the Amildar Magistrate of Yedatore in criminal case no 172 of 1906-1907 may be revised.

The petition coming on for hearing this day, the court pronounced the following:-

Order:- In this case I see no ground to interfere. The District Magistrate while approving the action of the Amildar Magistrate in referring to the previous order as to possession made by another Magistrate clearly holds that, independently of it there is ample evidence to sh that the accused entered the field with criminal intent Therefore the petition stand dismissed. There is no necessity, discuss the cases cited

(Signed) S.S. Sethur.
Judge.

True copy

[illegible]

నంబరు 1332

వెప్పనూరు [illegible]

1902-03 సంవత్సరపు [illegible]

వాది: వెప్పనూరు శ్రీ [illegible]

ఈ క్షేత్ర [illegible]

ప్రతివాది - శ్రీరంగ [illegible]

[illegible]

[illegible]

సన్ 1898 సం॥ [illegible]

[illegible] 3142-7-6 [illegible]

[illegible]

[illegible]

[illegible]

ప్రతివాదికి 1001 [illegible]

[illegible]

[illegible]

[illegible] (245-6) [illegible]

[illegible]

[illegible] (28) [illegible] 1904 [illegible]

Signed, T Paramasiva iyer
[illegible]

[illegible] 1000 [illegible]

[illegible]

	[illegible]	[illegible]
[illegible]	225-0-0	0-0-0.
[illegible]	1-0-0.	0-8-0.
[illegible]	5-3-0	3 6 0
[illegible]	0-0-0	1-8-0
[illegible]	16-4-0.	10-4-0.
[illegible]	28-14-0	16 4-0.
[illegible]	50-0-0.	0-0-0
[illegible]	0-5-4-	0-5-4.
[illegible]	0-1-0.	
[illegible]	12-3-0	

[illegible]

Signed/- [illegible]

[illegible]

True copy

Muz. 4]

SUBJECT

Diary No. of letter replied to

Section

File No

Serial No

Muzrai Secretariat
( )
, the 192

No. 728
Six

Date of issue 23-11-23

Signed by Mr. T. Ramaiya

To

The Muz Commr

Sir,

In contn of this office no. R. 1625/L.S 14-23 d/ 5-10-23 (copy enclosed) addressed to the Rev. Commr in Mysore requesting that the claim of Purushothama Ananda Giri Gosai to the inam villages of Bharathipura and Margonahalli

over.

Khanapet Taluk
..ant Sri Nara Simha
..u.n and Ratneswara
..ram at Sanjam,
..ingapatam Taluk, may
..e enquired into, I am
..cted to forward herewith
..etitions regd. No. 539 with
..encls. from Dyaba Gowda
..nd other Ryots of the
..aid Villages complaining
of gross mismanagement of the villages in question
and to request that ~~the~~ an Enq upon
~~may be made on his representations~~ [illegible] ~~[illegible]~~
Submission of the report (in the letter regd. above)
already called for, may be also
expedited

List of enclosures.

Yours I have etc.
14.11
14/11

Asst. Rev. Secretary
14/11/23

15/11

Copy to the Rev.
Commr in Mysore B.C.

Copied by
729 28/11/23
Examined by

WD 0563—GPB—2.500—27-7 22

14.11

Asst. Rev. Secretary
14/11/23

Muz 4]

SUBJECT

Diary No. of letter replied to

Section

File No.

Serial No

Muzrai Secretariat

(

, *the*

No. 825 Enclosures
2 petitions & their enclosures

Date of issue 2-12-23

To

The Muz. Commr.

Signed by Mr. T. Ramaiya

Sir,

In contn. of this office letter no. 728-Muz. 148-23 D/ 23-11-1923 calling for a report on the alleged mismanagement of the inam villages of Bharatipura and Margowdanahalli in the Krishnarajpet Taluk enclosed to Sri [illegible]

over.

CS
2/17. 1/12/24

Rameswara Devaru
Sarjam in the Seringapatam
Taluk, I am directed
to forward herewith
petitions regd. nos. 728 and
729 from Ramachandra
Sri Gosaie, Chela of the
previous trustee Someswara
Sri Gosaie and the
ryots of the said villages.
on the subject. With
regard to the representation
of the ryots that they
are harassed ~~harassed~~ and subjected
to considerable troubles
by the present manager
of the villages Mr. Purushottama —
Sri Gosaie, I am to
state that the matter
is one in which the
Govt cannot interfere
and that the petrs should
seek their remedy in the
proper courts.

List of enclosures

Copied by

Examined by

WD 0563– GPB—2 500—27 7 22

It is urged by the petrs that all the trouble will be prevented if the villages in questn are taken under Govt management. But before passing any order in this respect, it is necessary to arrive at a definite decision as to whether the villages are Devadaya inam as shown in the Inam Quit rent register or ~~if~~ whether they are personal inam as claimed by Mr P. Gosain; the Asst. Commr ~~Dy. Commr~~ who was asked in octr 1923 to hold an enquiry and submit report on the has not

I am accordingly
request that you will
be so good as to remind
the Dy Commr again
and arrange to obtain
and submit his report
without delay ~~before~~
~~the end of Decr next~~.

I submit.

No Reps necessary

Sd/ 27/11/24

2. I am further to request that you if the result of the enquiry it is found by the Dy Commr that the villages are Devadaya Inams, he may be asked to enquire & report

(1) If the instn. the [illegible] of which were assigned are maintained & the obj. the grant is fulfilled.

& (2) if the jodi due to Govt on the village is being ~~paid~~ regularly pd. by the manager, if it is in arrears, to what extent

3) I am to request that an exhaustive report may be submitted on all the above points before the end of Decr 1924 March 1925

27.11.24.

No 7466
4 12. 24

REV
15 DEC
MUZ

Dew 915

To

The Revenue Secretary
to the Government of His Highness
the Maharaja of Mysore, BANGALORE

Sir,

I request you to be graciously pleased to direct the issue of the copy of the application dated 27-10-1923 presented to the Dewan Saheb - by the raiyats of my village, Khayamgutta Bharatipura, in the Krishnarajapete Taluq, Mysore District, and also the copies of all the applications the raiyats of my village seem to have presented to the Dewan Saheb and oblige.

Thanking you in anticipation of early orders,

Bangalore
3-12-1924.

I beg to remain,
Sir,
Your most obedient servant,

3-12-24
Bangalore

E.Purushottamanandagiri,
Mysore.

Please give copies - if rules allow - Please put up the papers 3/12

As Rev

Mr. K.P.S.

The connd. file Mur 148-23 is subd. for perusal. The letters etc. reqd. to by the applicant have been sent to the Mys. Comr. in nizar for enquiry & report.
15/12/24

Copies can be given on supply after the ~~return~~
return of them by the M.C. with the report
called for

15-12 24

Ac Secy/

Please give an endt
to that effect
16/12

16 12 24

Draft put up? Subd?

16-12-24

Issue
16 12 24.

Muz 4]

SUBJECT ....

....

....

Diary No. of letter replied to ________

Section Muz.

File No. 148-22

Serial No.

Muzrai Secretariat

( )

, *the* 192 .

No.

Date of issue 16-12-24.

Signed by T. Ramaiya.

To

Mr. E. Purushothama-
-nandagiri
[illegible]

Endorsement -

With ref. to his application Reg. No. 915 of 3-12-24 applying for copies of certain papers presented by the ryots of the Kagampulla village, Mr E. Purushothamanandagiri is informed that the papers in question have been sent to the Muzrai Commissioner,

compd
20-16/12

[illegible]

16/12/23

[illegible]

[illegible] correspondence

No. 825/Mar 141-23 dt

2-12-23

~~[illegible]~~

[illegible] as already

requested.

List of enclosures.

Copied by

Examined by

[illegible]

106
12-12-24

28950

No 2635
MUR
998 of 24-25

R
14 DEC 1924

17/12/24

From
Sri Purushothamanandagiri
Mysore

To The Revenue and General
Secretary to the Government
of Mysore
Bangalore

Sir,

I have applied for the copies of all petitions presented to the Dewan and the government by my ryots of Khayamgutha Bharathipura Village Krishnarajpete taluk Mysore District against me in the year 1921, 22, 23, & 24, one of the petition is dated 27/30-10-23

I have filed civil suits against the said ryots and these cases are posted for evidence on 5-1-25, 6/1/25 & 7/1/25 — Hence I request that the

the said copies may kindly be granted within the said dates as I have to produce most of them to the court on or before the hearing dates.

I further request that my copy application may be treated as very urgent & necessary orders and endorsement may be granted

I beg to remain Sir
your most obedient
Servant

12-12-1924

Subd.
An Endt. was granted to the petr. No 874 of 16.12.24 [illegible]
This will, if appd, be kept in the file till the receipt of the report from the Mag. Commn.

20-12-24

20/12/24

20.12.

16/12/24

27602

No. C 490/23-M Office of the Muzrai Commissioner in Mysore,
enc one
Dated Bangalore, 17th December 1924.
18th

From

Muz D. No 1001

K. Chandy, Esquire., B.A.,
Muzrai Commissioner in Mysore,
Bangalore.

To

K. V. Anantaraman, Esq., B.A.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Revenue Department.

Sir,

Referring to your letter No.825/M.F.148-23-5 dated 2nd December 1924, regarding the management of the inam villages of Bharatipur and Margowdanahalli in the Krishnarajpet Taluk, I have the honor to for
herewith copy of letter C.No.399-24 dated 12th December 1924 report
the present stage of enquiry and to state that the detailed report called for by you will be submitted on receipt of the Deputy Commis
reply.

I have the honor to be,
Sir,
Your most obedient servant,
K Chandy
Muzrai Commissioner.

KSR.

submitted with the connected file for perusal. ~~and~~ The receipt of the reply may be awaited.

RS
22-12-24.

22/12/24

22.12.

22/12

Letter No.C.399/24-25 dated 12th December 1924 from the Deputy Commissioner Mysore District to the Muzrai Commissioner in Mysore.

I have the honor to acknowledge the receipt of your letter No. C.190/23-24 dated 5/11th December 1924 calling for a report on the memorials addressed to the Dewan by Rama Chendragiri Gosai and the ryots of Inam Bharatipur and Maragowdana halli villages, Krishnarajapet Taluk, on the alleged mismanagement by Mr. Purushothamanandagiri Gosai of the above inam villages and others kindred matters.

In reply, I write to say that notices have to be sent to parties and a full hearing given and then the institution and the villages have to be visited; sufficient time will be required to do all this, and th report called for will therefore be sent as early as practicable. may add that the first date of hearing is 14th January 1925, as I have full engagements for all previous dates. I have informed the Counsel for Bharatipur ryots also of the date of hearing to-day, when he presen a petition this day before me.

Along with the Inam Registers referred to in para 2 of your letter, the Inam enquiry record extracts pertaining to the above village may also be kindly obtained from the Inam Superintendent and sent to reference before the date of hearing viz., 14th January 1925."

"Copy"

For Muzrai Commissioner. 17/12/24

KSR.

27917

Very urgent

22/12/24

From
E Purushothamanandagiri
Mysore 20-12-24.

To

The General and Revenue Secretary
of the
Government of H. H the Maharaja of Mysore
Bangalore.

Sir.

With reference to your endorsement No 874 Misc 148-23 dated 16-12-1924 regarding my copy petition No 915/513 12/24 I beg to request the authorities to pass order urgently and see that the copies of petitions presented by my ryots of Khayamguttha Bharathipura Hobli Krishnarajpett Taluk Mysore District against me are granted within the end of this month

I have filed several suits against the said ryots in the

the Munsiff's court Srirangapatam
the said copies are to be produced
in the said cases hearings 5/25
6/25, 7/25, 13/25. Hence I request
that all the applications may kindly
be sent for at once. I shall deposit
the requisite fees when demanded

These copies are very necessary
for my civil cases hence this
trouble pray excuse

I remain Sir
Your most obedient
Servant

20-12-1924

31976

No. C490/24-25 Office of the Muzrai Commissioner in Mysore.

Date, Bangalore, 15th February 1925.

16 FEB 1925
... L. & REV. ... D SECTION

K. Chandy, Esquire., B.A.,
Muzrai Commissioner in Mysore,
Bangalore.

17 FEB 1925
MUZ...

K. V. Anantaraman, Esquire., B.A.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Revenue Department.

Sir,

In continuation of this office letter C.No.490 of 23-24 dated 18th December 1924 and subsequent communications, I have the honor to submit herewith copy of an in-terim report sent up by the Deputy Commissioner, Mysore District, on the claim of Mr. Purushothama --- Anandagiri Gosai to the kayamgutta villages of Paratipur and ---- Margowdanahalli in the Krishnarajpet Taluk endowed to Sri Narasimha Eswara and Ratneswara temples at Ganjam Seringapatam Taluk.

A final report together with my opinion on the claim of --- Mr. Purushothama Anandagiri Gosai etc., will be sent up as soon as the Deputy Commissioner's further reply is received.

I have the honor to be,
Sir,
Your most obedient servant,

Muzrai Commissioner.

The further report promised, may be awaited.
Submitted
KSR. 17.2.25. 17/2/25

17/2/25

Letter No.C.399/24-25 dated 10th February 1925 from the Deputy Commissioner, Mysore District to the Muzrai Commissioner in Mysore.

"With reference to the correspondence ending with your letter No.C.490/23-24 dated 5/11th December 1924, forwarding for enquiry and report petitions presented to the Dewan by the tenants of Kayam-gutha villages of Bharatapur and Maregowdanhally in Krishnarajapet Taluk endowed to the Sri Narasimha Eswara and Ratneswara Devaru temples at Ganjam, Seringapatam Taluk complaining that the present manager Mr. E. Purushothamanandagiri Gosai has been appropriating the income from the said villages for his own personal benefit etc., I have the honor to state as follows:--

The allegations made against the present manager are:--

(1) That he has begun to treat the Temples as the tombs of his ancesstors and is thereby causing pains to numberous devotees.

(2) That he has neglected the Temples and allowed the buildings to fall into a state of disrepair.

(3) That the usual religious services in the Temples have been --- stopped.

I shall deal with these allegations later on. But, the -- main grievence of the petitioners is that they are harassed and -- subhected to considerable trouble by the present manager.

The special Land Acquisition Officer, Krishnaraja Sagara, deals at length on this point in his report dated 23rd February 24 wherein he states that while the petitioners allege that they are kadim Tanants entitled to be in possession and enjoyment of the -- lands subject only to the payment of assessment, Mr. P. Gosai --- claims proprietory interest in these lands and has been making --- several attempts to oust the petitioners from their holdings on the ground that they are no more than tenants-at-will. On this point, the Government have observed that the matter is one in which, --- Government cannot interdere and that the petitioners should seek their remedy in the proper courts of Law. On the petitioner's further representation that all the present trouble will be at an end if the villages in question are taken under Government management, the Government have called for a report on the following --- points.

(1) Whether the villages are Devadaya Inam as shewn in the Quit Rent Register or personal Inam as claimed by Mr. E.Purushothamananda Gosai and

(2) if on enquiry it is found that the villages are Devadaya Inams,

whether (a) the institutions for the support of which the villages are assigned are properly maintained and the object of the grant ---- fulfilled,

(b) Whether the jodi due to Government on the villages is being ----- regularly paid by the manager or whether it is in arrears, and if so, to what extent.

Regarding the first point, it is seen from the Quit Rent Register extracts and the Inam Register relating to the villages, that these --- villages originally belonged to Chick Lingaraj Urs to whom they had been granted in 1828 as a personal Inam by the late Maharaja Krishnaraja -- Wadiyar 111. They were sold by the Palace authorities in 1872 in clearance of the grantee's debits and purchased in auction by one Venkata Giri Gosai. The latter is seen to have endowed these villages for the upkeep and maintanence of the two Temples referred to above and requested the Inam Commissioner to register these villages in the names of the deities Ratneswara and Narasimheswara and accordingly these -- villages have been registered in the names of the deities in 1880. In the Quit Rent Register the villages are accordingly shewn as "Now Devadaya" "Now for support" of the two deities at Gosai Ghat. But, whether a property endowed to a religious institution by a private -- individual and registered in the name of the presiding deity by the Inam Commissioner as per request of the donor, can be considered as "Devadaya Inam" and whether the Institution is a Muzrai Institution in consequence, is the point in dispute between the parties. This point will be made clear when deciding the case on its own merits.

I shall now proceed to deal with the second point raised in the Revenue Secretary's letter. The Quit Rent Register shows that the net income from the two villages after deducting the jodi due to -- Government is about Rs.525/- The Sub Division Officer French Rocks reports that a sum of Rs.5/- per month or Rs.60/- a year is being paid as remuneration to the poojari of the temples, that no allowance is being given for Nityakatle, padithara and Deeparadhane, that -- pooja in the Temples is not being regularly and properly performed

and

that the Temple building which had been utterly neglected for several years, has been recently repaired to some extent and white washed by Mr. Purushothamanandagiri Gosai.

As regards the third point, the Sub Division Officer states that including the current year's demand, a sum of Rs.4243-4-9 is due to Government from the two villages and that this sum is ----- exclusive of the interest which has accrued on it. The Amildar of Krishnarajapet reports that a cheque on the Mysore Bank for Rs.500/- has been recently received in part payment of the arrears due, it is also reported that jodi is not being regularly paid since 1919 and that in consequence very heavy arrears have been allowed to accumulate. Mr. Purushothamanandagiri Gosai has explained that he has purposely withheld payment of jodi on the ground that he has not been paid the compensation amounting to Rs.6,000/- or so, due to him in respect of some 16 acres of wet land in S.No.20 which came under Submersion when the Koratikere tank was restored some 15 years ago. The Sub Division officer states that he has called for a special report from the Amildar on this point and that on receipt thereof with connected records, a further report will be sent.

The petitioners came on for hearing on 5-2-25 when the petitioners (ryots of Bharatipur and Maragowdanahally) and counter petitioner Mr. P. Gosai were present. Both sides are represented by counsel. Mr. Purushothamananda Giri Gosai filed his written statement in support of his contention and the other side was heard thereon. As already -- stated, the first point to decide is whether the institutions for whose benefit the villages are held, are Muzrai institutions and whether the Deputy Commissioner or Government can interfere under Muzrai Regulation. If the answer is in the negative, the next point to consider is whether a public or religious trust is in existence in respect of these villages of such a nature as can form the subject of a reference by the Deputy Commissioner to the District Judge under Section 4 of the Muzrai --- Regulation of the Civil Procedure Code. The case is adjourned to 5th March 1925 for written statement by both parties on these points.

After finally hearing the case, the result will be reported in due course."

"Copy"

Secy Muzrai Commissioner. 14/2/25

KS.

Sub. No. 1 (Impor)

2697
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68

OFFICE OF THE PRIVATE SECRETARY
TO HIS HIGHNESS THE MAHARAJA OF MYSORE,

Mysore 5-5-1926.

GENL. & REV. SECTT.
Br. R.
7 MAY 1926
G. D. SECTION.

GEN. & REV SECRETARIAT.
6 MAY 1926
MUZRAI
D/321

Petition, as shown below, to His Highness the Maharaja is transferred to the Secretary to the Government of His Highness the Maharaja of Mysore, Revenue Department, Bangalore, for disposal.

875

875

By Order,

[illegible]

~~For~~ Private Secretary
to H. H. the Maharaja of Mysore.

No. 949 of 1925-26

This is a renew. petition. M. C.'s report is awaited. Timely reminders are being issued. ~~The petition~~ The petition will be [illegible] with file.

For perusal. The file to be put up. Reminders are being issued for the report. The report when [illegible]
Rev. Secy

OFFICE OF THE PRIVATE SECRETARY
29 APR 1928
TO H.H. THE MAHARAJA OF MYSORE

[illegible]

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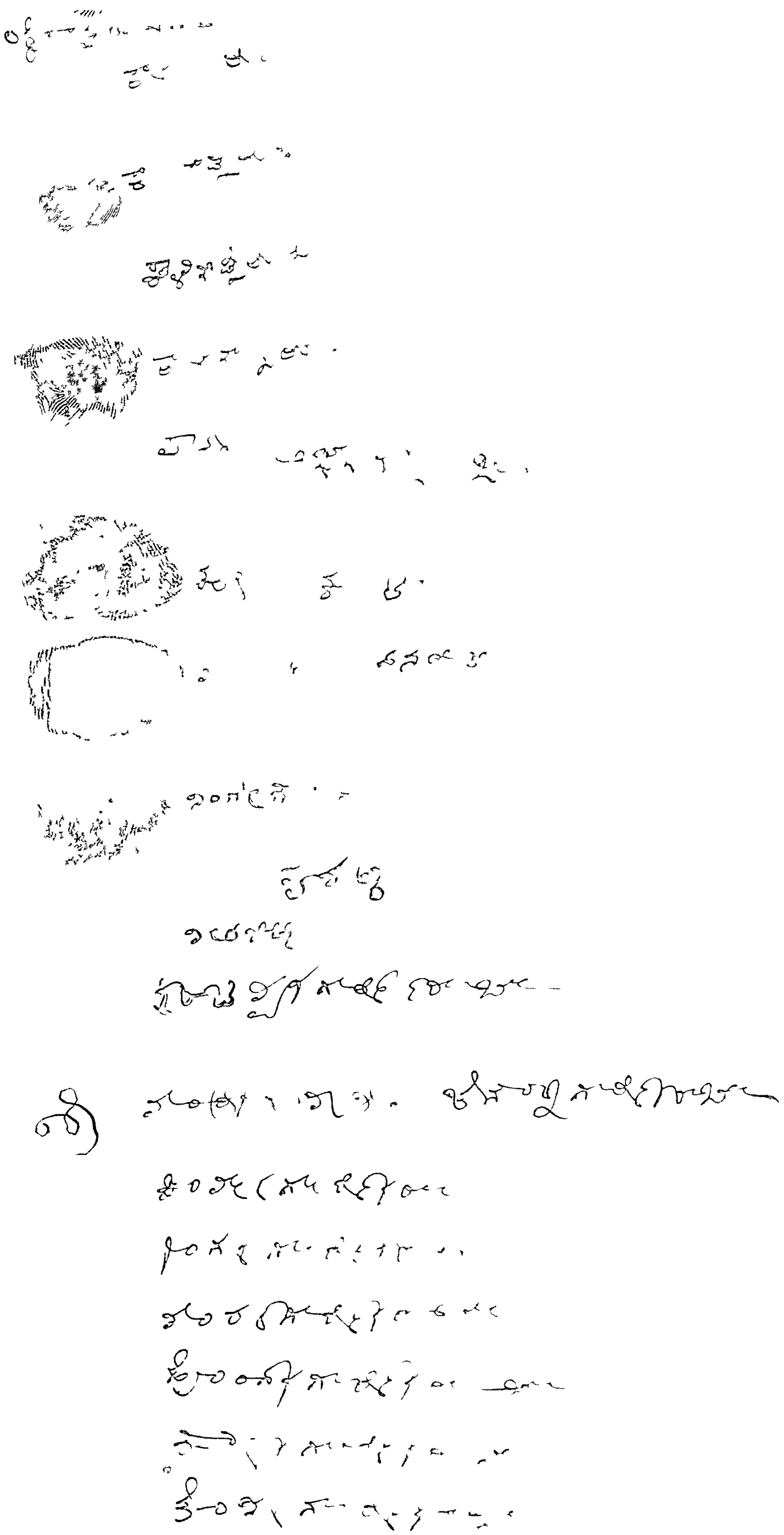

OFFICE OF THE PRIVATE SECRETARY TO H. H. THE MAHARAJA OF MY
3 - MAY 1926

To

His Highness The Maharaja
of Mysore.
(Camp) Nidagiri

The humble memorial of the ryots of Bharatipura & Margonahalli, Santhebachahalli & Kikkeri Hoblis respectively Krishnarajapet Taluk

Most loyally & respectfully pray as follows:-

That the ryots submitted to The Dewan Saheb memorials dated 2-8-1922; 30-10-1923; 19-11-1924 in respect of the two said villages to be resumed by the Government (Herewith copies of the memorials attached)

That owing to misfortune of the petitioners, the matter did not receive the kind consideration of the Ta Government & they had to requestpeatedly by petitions & telegrams on 28-12-1925; 28-2-1926 and April 1926

That the petitioners' living in the aforesaid two villages has become intolerable owing the the rowdiness of the partisans of S. Purushottamanandagiri Gosai of Mysore, & they have no other goal except to leave those two villages & seek shelter elsewhere.

4 That the petitioners, therefore, pray Your Highness will be pleased to hear the grievances & set matters aright; thereby ensuring the lives & properties of Your Highness' most loyal and humble subjects.

28-4-1926.

[illegible]
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[illegible]
[illegible]
[illegible]
[illegible]

To

Rajamanthra Praveena
A. R. Banerji, Esq., M.A., I.C.S., C.I.E., C.S.I
Dewan of Mysore,
BANGALORE

The humble memorial of the ryots of Bharathipura and Margonahalli villages, Santhebacha Halli and Kikkeri Hoblies respectively, Krishnarajapet Taluk

Most Respectfully Showeth:

1. That two villages, viz, (1) Bharathipura situate in Santhebacha Halli Hobli & (2) Margonahalli situate in Kikkeri Hobli, Krishnarajapet Taluk form Trust Properties for the up-keep and benefit of Sree Narasimheswara Swamy and Sree Rathneswara Swamy Temples built near Chikka Gosai Ghat in Ganjam by the predecessors of one Someswaragiri in November 1922 leaving behind him his Chela and successor Ramachandragiri. The two villages are 950 acres in extent and have a population of over 1,200. The jamabandy of the two villages is Rs.2.000/- and the Khayamgutta payable to Government is Rs.1,200/-.

2. That the said two villages stand in the names of the said Deities and until his death Someswar Giri was managing the affairs of the two villages and using the income thereof for purposes of worship

3. That his Chela and successor in the office of the Trustee, viz, Ramachandragiri, is still a young man having just emerged from minority, has defective eye-sight and is quite inexperienced in wordly affairs. He is therefore incapable of managing the affairs of the two villages and of the two temples who are the beneficiaries under the Trust.

4. That one Purushothamananda Giri Gosai claiming to have obtained a decree in a Civil Court against Someswaragiri who had no right in himself to the income of the said two villages and who was only entitled to manage the affairs thereof as a Trustee on behalf of the said two temples is harassing your petitioners and other residents of the two villages to such an extent that it has become impossible for them to continue to reside in the said villages where their ancestors were residing from time immemorial, and to lead peaceful lives as law-abiding citizens of the State.

5. That owing to the high-handedness of the said Purushothamanandagiri Gosai against Someswara-Giri Gosai, your petitioners have not been able to cultivate their lands properly for the past 3 or 4 years and since Someswara Giri's death they have been unable to pursue their ordinary avocations owing to various proceedings which the said Purushothamananda Giri Gosai has started against your petitioners in both Civil and Criminal Courts, a list of which is appended hereto and some of which are even now pend-

in several Courts of the Mysore District

6. That your petitioners had from time immemorial valuable dry, wet and garden lands in their khatas as shown in the village accounts and were enjoying the same as Kadeem Tenants paying fixed sums as Kandayam to the Trustee of the two villages. During the past three years your petitioners are always engaged in attending Courts in Mysore, Seringapatam, Krishnaraja-Sagara and French-Rocks to defend themselves against the proceedings which have been most unjustifiably started by Purushothamananda Giri Gosai. Your petitioners have been in consequence forced to neglect the cultivation of their lands which have depreciated in value considerably. In course of time, the slender resources on which your petitioners have been maintaining themselves will become exhausted, their lands will become absolutely useless and your petitioners will be forced to abandon the two villages and migrate elsewhere where they can carry on their agricultural work without being molested or hampered by any one. The un-ending litigation started against your poor petitioners by the said Purushothamananda Giri Gosai has the effect of depriving them of the credit your petitioners possessed until three years ago for raising necessary capital for agricultural operations or loans for their domestic purposes.

7. That one Venkata Rao, the Shanbhog of Bharathipura, has become a tool in the hands of Purushothamananda Giri Gosai and at the latter's instigation has been carrying on proceedings in Criminal Courts against some of your petitioners. There is no harmony between the

village officials and the ryots because the village officials whose duty it is to be loyal and obedient to Ramachandra Giri Bavaji, the Chela of the previous Trustee Someswara Giri, have begun to ignore him - because he is a mere boy with no experience of wordly affairs and have been acting collusively with Purushothamananda Giri Gosai who has absolutely no right to be a Trustee of the endowed properties to the great detriment and prejudice of your petitioners and other residents of the two villages

8. That the distrust in the village officials is so great that your petitioners do not consider it safe to pay kandayam due by them, to their hands for the lands in their enjoyment, as it has become evident by the said officials' conduct that the collections made by them are not handed over to the Chela and the present Trustee Ramachandragiri or used for the maintenance of or for performing the worship at the aforesaid two temples.

9. That your petitioners learn that the Jodi due to Government has fallen into arrears. They have no confidence in the village officials and have not paid the kandayam since the death of Someswaragiri Your petitioners have not been able to carry on at proper seasons, their agricultural work without hindrance. They cannot collect enough money to pay - their kandayam if the same should fall into still longer arrears.

10. That on the representation of your petitioners and others residing in the two villages, that their lives and properties were in jeopardy, Government were pleased to station two Police Constables in Bharathipura Village for the safety of your petitioners for some months and the Police-men were withdrawn only a couple of months ago.

11 That your petitioners submit that in the peculiar circumstances in which they are situated, they can only look ~~up~~ to this benign Government for help and protection against the high-handed actions of an individual who has no legal right to the endowed properties and who by threats of violence to life and property is trying his level best to assert claims over your petitioners and also the lands which have been in their possession and enjoyment from time immemorial.

12. That your petitioners also submit that if this harassment on the part of Purushothamananda Giri in Civil and Criminal Courts should, to the great misfortune of your petitioners, continue, your petitioners will have no option but to abandon the two villages altogether taking away with them their families and seek shelter in some Government villages.

13. That your petitioners further submit that this is a fit case in which the provisions of the Mysore [illegible] Regulation have to be put in force and that immediate action on the part of Government is called for.

14. That your petitioners also submit that in the best interests of the aforesaid two temples the two villages which form the endowed properties will have to be immediately taken charge of by Government, the affairs of the two villages will have to be put on a proper basis and the security of the lives and properties of your petitioners will have to be re-established.

15. That your petitioners also submit that they will be ever ready and render Government any help that may be required of them in arranging for the proper conduct of worship in the said two temples.

16. That some of your petitioners submitted a memorial to Government in October 1935 praying for suitable protection against the high-handed conduct of Purushothamananda Giri and ever since the presentation of the said memorial the troubles and inconveniences to which your petitioners are put have increased a hundred-fold.

WHEREFORE your petitioners most humbly and respectfully pray that in the exercise of powers vested in Government by the Mysore Muzrai Regulation 1913, this Hon'ble Government will be pleased,

(1) to take-over the management and possession of the two villages and thereby ensure the safety of the lives and properties of your petitioners and also,

(2) to make suitable arrangements

for the proper conduct of worship and other religious ceremonies in the aforesaid two temples which are the sole beneficiaries of the endowed properties.

SCHEDULE.

Criminal Cases started by Purushothamananda Giri and disposed of

(1) French-rocks II Class Magistrate Court Cr.Case No.[illegible] of 21-22.

(2) Krishnarajapet Amildar Magistrate Court Cr.Mis.No.4 of 21-22 Purushothamananda Giri was ordered on 4-1-22 not to enter on lands in the possession of some of your petitioners

(3) French-rocks Special II Class Magistrate's Court, Cr. Case No.152 of 22-23 Shanbhog Venkata Rao vs 12 ryots for Theft &c. Accused discharged on 4-9-22

(4) Krishnarajasagara I Class Magistrate's Court Cr.Mis.No.10/21-22 Purushothamananda Giri Gosai -vs- Patel Kempe Gowda & 8 others.

Order on 8-12-23 declaring that the ryots were in possession and should not be disturbed. This order was confirmed on 21-2-24 by the Chief court in Cr. [illegible].

Cr.R.P. 91 of 23-24.

(5) French-Rocks Special II Class Magistrate's Court
Cr. Cases No.162 & 179 of 22-23.

"B" Criminal Cases not pending.

(1) Mysore Special First Class Magistrate's Court
Cr. Case No.69 of 23-24.
Purushothamananda Giri Gosai -vs- Kempegowda
and 10 others.

"C" Civil Cases recently filed by Purushothamanandagiri Gosai and now pending.

(1) Original Suits Nos.742, 744, 808, 809, 816, 819, 820, 821, 822, 850, 873, 881 and 944 on the file of the Seringapatam Munsiff's Court.

Dated 30-10-1923.

To Rajamantrapravina
A. R. Banerji, Esqr M. A I.C.S, C.I.E, C.S.I.
Dewan of Mysore,
Bangalore.

Sir,

The residents and land-holders of [illegible] Bharthipur and Margonhalli Villages in Krishnarajpet Taluq, humbly beg leave to state as follows:-

Bharthipur and Margonhalli villages of Krishnarajpet Taluq were originally granted as Inams to [illegible] Urs on Khayamgutha Tenure by the Late Krishnaraja Wodeyar Bahadur IIIrd on 17-11-1828, and subsequently acquired by Venkatagiri Bavaji by purchase on [illegible]-10-1872, from the original grantee.

These villages consist of more than [illegible] houses and two hundred population and about [illegible] acres of land with a total Jamabandi of about Rs.2000/- and pay an annual Thayamgutha of about Rs.1000/- to the Government. The ryots of the villages own the soil and have been cultivating their lands since a very long time paying assessment for the same to the Inamdar. Each land in those two villages is in the Khata of its owner and is heritable and transferrable. This occupancy right was always recognised even by the Inamdars.

The predecessors of Venkatagiri Bavaji in the line of Guroos had built the Temples of Narasimheswara and [illegible] near their Asram at Ganjam known as "[illegible]" and established deities therein to perpetuate their memory. In order to place the maintenance of those Temples and worship therein on a lasting basis and above want, the villages of Bharathipur and Margonhalli of which he was the owner on 14-9-1880. One of the terms of the endowment was that the management of the Endowment which included collection of Kandayam from ryots, payment of Fhayargutha to Government and the upkeep of the Temples and their worshi should continue to vest in his successors in the line of Cholas.

The said Venkatagiri Gosai while alive was collecting the Suvarnadaya from ryots owning soil and was satisfactoril managing the trust with the help of his Chela-Someswaragiri Bavaji. He died in 1914 leaving behind him his Chela Someswaragiri and grand-Chela Ramachandragiri Goswamy whose adoption as Chela to Someswaragiri, he had personally arranged and brought about.

Someswaragiri, the successor of Venkatagiri Gosai was weak man of affairs. E.Purushothamanandgiri of Mysore between whom and his ancestors on the one side and Venkatagiri Gosai on the other, there were several litigations and much bitterness and estrangement, took advantage of this infirmity in Someswaragiri and fraudulently prevailed upon him to transfer the right ofmanagement of this trust by a release deed which immediately repudiated and cancelled. In consequence litigation arose but ended in a compromise according to which Purushothamanandagiri became entitled to the rights of Someswaragiri i.e. the right of managing the trust during his life.

Having assumed the trusteeship Mr.Purushothamanandagiri was not the man to be content with the Kandayam the occupying ryots were paying from times immemorial, he claimed the soil itself and demanded from the ryots the surrender of their lands which was as uncermoniously refused. Annoyed at this resistence of the villagers, he began to lay schemes of depriving the ryots of their lands by unfair means - by over-awing, by using violence and by involving them in a number of expensive cirminal litigations. With this object in view, he won-over to his side his Shanbhogue Venkatarao and also raised a gang of desparate bodies who acted in a most lawless manner at his instigation. These persons, just to strike terror into the villagers and coerse them into submission, assaulted the innocent, molested the women, looted their poultry and sheep and carried.away all the garden produce. When these partisans of Purushothamanandagiri attempted to prevent owners of the soil from reaping their crops in December 1921, complaints were made against this highhandedness to the Deputy Commissioner and on enquiry in criminal Miss.4 of 21-22, the Amildar Magistrate of Krishnarajpet directed E.Purushothamanandagiri and his men not to interfere with the ryots are their crops in any manner.

Being baffled in his attempts to forcibly carryasway the crops E.Purushothamanandagiri caused a complaint of mischief trespass and theft to be filed against twelve villagers by his creature Shanbhogue Venkata Rao which was dismissed, by the Special Magistrate of French-Rocks in C.C. 80 of 21-22 Purushothamanandagiri made another petition against 9 others of Bharatipur in Cr.Mis.10 of 21-22 of before the First Class Magistrate of Krishnarajasagar alleging that these nine persons were obstructing him in the enjoyment of certain lands and obtained an order attaching hundreds of acres of lands by misrepresentation behind the back of their owners which was subsequently released on the representations of the villagers.

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in the possession [illegible]

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to [illegible] Giri [illegible]

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that these persons [illegible]
the dead body of [illegible] Giri [illegible]
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[illegible] the [illegible] Giri [illegible]
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from the [illegible]. [illegible]
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and he [illegible] from [illegible]
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excesses. [illegible]
Deputy Commissioner [illegible]
arrival and action of the [illegible]
the attempts [illegible]
hordes would have end[illegible]
and bloodshed [illegible]
several false com[illegible]

looting of the village and bloodshed. Though this was averted for the time being several false complaints have been made against the villagers. From his troubles the ryots are unhappy and if he is not disturbed the same kinds of troubles for the villagers will be given by them in future also. If so we are forced to leave the villages.

During the time of Venkatagiri Bavaji and [illegible] the net income from the villages amounting to about Rs. was utilised for the temples at Ganjam. The deities were regularly worshipped by brahmin poojaris with special pomp and ceremonies. The deities have got a large [illegible] devotees of whom the petitioners are a few.

After Purushothamanandagiri took up the management of the trust he began defiling the temples and the deities therein by saying that they are the tombs of his ancestors and causing deep pain to the numerous devotees of the deities. In addition to this all the usual religious services in the temples have been stopped. By the niggardless of the manager the deities are not worshipped and the temples are in a woeful condition of neglect and disrepair thus defeating the pious intentions of the holy donor.

Purushothamanandagiri's record is such as to unfit him for the position of Manager of a religious trust. He is said to have preferred a false complaint against a respectable citizen of Bangalore for criminal breach of trust [illegible] and to have been made to pay Rs. [illegible]/- as compensation for the agrieved party for malicious prosecution (C.C.7[illegible] of 1[illegible]/1919 before City Magistrate, Bangalore: [illegible] 10 of 191[illegible]-1[illegible] Before Sub-Judge, Bangalore). Further he is said to have filed suits for large sums of money against one Venkatasubba Sastry which was dismissed, the Judge describing the document produced by [illegible] claim for miss[illegible] Rs. [illegible]/- for the aforesaid son [illegible] they [illegible] on the file of the Sub Judge, [illegible]) It [illegible] to enumerate all such [illegible] are of opinion that he [illegible] either of the Temples or the trust properties.

Your humble petitioners [illegible]. They always remain [illegible] subjects of His Highness the Maharaja. They [illegible] and to you, Sir, for protection [illegible] S.Purushothamanandagiri and for the [illegible] the Temples at Ganjam.

The petitioners have tendered [illegible] copies of records which will show [illegible] manandagiri bears, how he has been tyranni[illegible] in [illegible] since his advent to the villages. The petitioners are even afraid of paying Kandayam to him [illegible] two claimants and as neither of them [illegible] accounts nor issue receipts for the amount paid.

Therefore your humble petitioners pray:-

(a) That a responsible Officer may be directed to make a report as to truth of the allegation made herein and as to the desirability of taking over the management of the trust by the State.

(b) That the management of the villages may be assumed by the Muzrai Department.

(c) That the pious intention of the donor may be carried out by the Government by appointing a paid Poshgar to manage the Temple affairs.

(d) That the properties and persons of the ryots of the villages may adequately protected against the aggresions of Purushothamananda Giri and his lawless following.

We beg to remain,
Sir,
Your most humble and obedient
servants.

dated ....1975.

Dated 12-1925.

To

Rajamantradhurina
Albion Rajkumar Banerji, Esqr., M.A., C.S.I., C.I.E., I.C.S.,
Dewan of Mysore,
Bangalore.

Respected Sir,

We, the ryots of Khayamgutta Bharatipura Village, Santhe-Bachahalli Hobli and Khayamgutta Margonahalli, village, Kikkeri Hobli, Krishnarajpet Taluk, Mysore District humbly pray as follows:-

I. That the petitioners' living in the aforesaid two villages has become intolerable owing to rowdiness of the partisans of E.Purushothamanandagiri Gosai of Mysore.

2. That the petitioners Memorials dated 2-8-1922, 30-10-1923 and 19-11-1924 in respect of the two said villages to be resumed by the Government, are not yet received the kind consideration of the benign Government owing to unfortunate delay in submitting the records by the Deputy Commissioner of Mysore.

3. That your humble petitioners pray that the records with the Deputy Commissioner of Mysore might be called early and a favourable decision arrived at thereby ensuing the safety and property of your humble and loyal subjects,

We beg to remain,
Respected Sir,
Your most obedient and loyal subjects,

THE RYOTS OF KHAYAMGUTTA BHARATIPUR
AND KHAYAMGUTTA MARGONAHALLI
VILLAGES.

GEN. & …TARIAT
MUZRAI
… JUL 1926

POSTS TELEGRAPHS

NOTICE

This form must accompany any inquiry made respecting this Telegram

Charges to pay	
Rs	As

Office Stamp

Handed in at (Office of Origin.)	Date.	Hour.	Minute	Service Instructions	Words
[illegible]					

Recd here at H M

To [illegible]

[illegible]

G. Ron
4726

15/7

N. B.—The name of the Sender, if telegraphed, is written after the text.

EAT Quaker Oats FOR HEALTH AND STRENGTH

DRINK LIPTON'S TEA.

TORTOISESHELL CIGARETTES

Advertising Agents
Indian States and Eastern Agency.
P. O. Box 371, BOMBAY.
5, Temple Chambers, CALCUTTA.

.PP. F. VI. Gl.]

SUBJECT....

Immediate

Section Muz

File No. 148-23

Serial No. 6

Diary No. of letter replied to

No. 1558 Gen. Muz.

General and Revenue Secretariat
( )
the 192

To

The Muz. Comr.

Date of issue 20-7-26

Signed by Narasimham Naidu

Sir,

In returning Ref. correspondence ending with this office D.O. No. 97-Muz. 148-2 dt 19-7-1926 calling for further report regarding the mismanagement of the inam villages of Bharatipura and Margowdanahalli in the Krishnarajpet Taluk endowed to Sri Narasimha Devaru and Sri Ratneswara Swamy temples at Ganjam in the Seringapatam Taluk

List of enclosures

Copied by

Examined by

over

I am directed to
forward herewith petitions
to the Dewan by
G.O. No. 114, ~~from~~ S. Nanjundiah
on the same subject, and
to request that you will be
so good as to ~~fully your~~ give your personal
attention to the matter
pe~~rsonal attention to the~~
~~matter,~~ ~~and~~ obtain & submit the
report which is long
overdue, within one month
from the date of this
communication.

I have etc

20/7

Dy) f Rev Secretary

as per Dewan's
order - 27.7.26

AIP F. VI. Gl.]

SUBJECT ....

Diary No. of letter replied to........

General and Revenue Secretariat
( )
the 192

Date of issue 22-9-26

Signed by Narasimham Naidu

7

List of enclosures..................

Copied by..................

Examined by..................

Section

File No. 148-23

Seria No.

No. 566 Genl

To The Muz: Commr

Sir,

In Contn of ~~to correspondence~~ This office letter no. 155-Muz. 148-23 Dt 28-7-19 calling for further rep within one month regarding the mismanagement of the inam V' of Bharatipura and Margowdanahalli in the Krisrajpet Taluk endowed Sri Narasimha Devaru Sri Ratneswara Swami temples at Ganjam The Seringapatam Talu over

I am directed to forward herewith reminder-petition No. 292 from Srishringhattada Nanjundiah praying for early orders in the case, and to request that the ~~submission~~ ~~of~~ the report called for may be expedited very early.

I have etc.

16/8

[illegible] Rao Secretary

15103

GEN. & REV. SECRETARIAT.
MUZRAI

Before the Government of His Highness the Maharaja

of Mysore, Muzrai Department,

Bangalore.

GEN. & REV. SECTT.
PR
28 SEP. 1926
G. D. SECTION

Re: Muzrai : petition No. 399 of 24-25 on the file of the Deputy Commissioner of Mysore.

PETITIONER.	Vs.	OPPONENT.
Ramachandragiri and others.		E.Purushothamanandagiri Goswami.

K.M. Dutt, agent to Mr. E. Purushothamanadagiri Goswami begs to state as follows:-

Sus file
Submitted -
D. C's report
not been
received as yet.
This will be
placed in the
file.
Submitted
4/10/26.

That the petitioners having moved the Government to take action under the Muzrai Regulation and to take possession of the temple and Samadhi at Chick Gosai - Ghat, near Ganjam, an enquiry was directed and held - by the Deputy Commissioner of Mysore and evidence recorded. The matters involved in the dispute were also - argued at length.

not
received

2. The opponent learns that a report embodying the findings and opinions of the Deputy Commissioner has been submitted to Government. But as no copy of the said report could be granted and obtained the opponent is at a loss to know what findings the learned Deputy Commissioner has recorded and what opinion he has formed and the reasons for such conclusions.

3. The points involved ~~and~~ are of some intricacy as

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Dated 12-1925.

To

Rajamantradhurina

Albion Rajkumar Banerji, Esqr., M.A., C.S.I., C.I.E., I.C.S.,

Dewan of Mysore,

Bangalore.

Respected Sir,

We, the ryots of Khayamgutta Bharatipura Village, Santhe-Bachahalli Hobli and Khayamgutta Margonahalli, village, Kikkeri Hobli, Krishnarajpet Taluk, Mysore District humbly pray as follows:-

I. That the petitioners' living in the aforesaid two village has become intolerable owing to rowdiness of the partisans of E.Purushothamanandagiri Gosai of Mysore.

2. That the petitioners Memorials dated 2-8-1922, 30-10-1923 and 19-11-1924 in respect of the two said villages to be resumed by the Government, are not yet received the kind consideration of the benign Government owing to unfortunate delay in submitting the records by the Deputy Commissioner of Mysore.

3. That your humble petitioners pray that the records with the Deputy Commissioner of Mysore might be called early and a favourable decision arrived at thereby ensuing the safety and property of your humble and loyal subjects,

We beg to remain,
Respected Sir,
Your most obedient and loyal subjects,

THE RYOTS OF KHAYAMGUTTA BHARATIPUR
AND KHAYAMGUTTA MARGONAHALLI
VILLAGES.

I am directed to forward herewith reminder petition No. 292 from Sridhunghattada Nanjundiah praying for early orders in the case, and to request that the ~~submission~~ ~~of~~ the report called for may be expedited very early.

I have etc.

16/8

Offg. for Rev. Secretary.

1911

15/7

GEN. & REV. SECRETARIAT.
MUZRAI

15105

Before the Government of His Highness the Maharaja
of Mysore, Muzrai Department,
Bangalore.

GEN. & REV. SECTT.
G. D. SECTION
PR Muz
28. SEP. 1926

Re: Muzrai : petition No. 399 of 24-25 on the file of the Deputy Commissioner of Mysore.

PETITIONER.	Vs.	OPPONENT.
Ramachandragiri and others.		E.Purushothamanandagiri Goswami.

K.M. Dutt, agent to Mr. E. Purushothamanadagiri Goswami begs to state as follows:-

The Sus file Submitted - the D.C's report as not been received as yet. This will be placed in the file. Submitted 4/10/26.

1 That the petitioners having moved the Government to take action under the Muzrai Regulation and to take possession of the temple and Samadhi at which Gosai - Ghat, near Ganjam, an enquiry was directed and held - by the Deputy Commissioner of Mysore and evidence recorded. The matters involved in the dispute were also - argued at length.

2. The opponent learns that a report embodying the findings and opinions of the Deputy Commissioner has been submitted to Government. But as no copy of the said report could be granted and obtained the opponent is at a loss to know what findings the learned Deputy Commissioner has recorded and what opinion he has formed and the reasons for such conclusions.

not received

3. The points involved ~~and~~ are of some intricacy as

savour of questions relating to the Hindu Law of Religious Endowments. Moreover, notice of the petition was issued by the Deputy Commissioner after the period of limitation prescribed in the Regulation. The opponent hopes to convince the Government that the petition is untenable, frivolous and vexatious.

4. The opponent is anxious to be heard by Counsel on his behalf before the Government and that before the report of the Deputy Commissioner is accepted.

5. The opponent therefore prays that a day be fixed for the hearing of the petition and the same be notified to both the parties .

For which act of kindness the opponent prays.

K M. Dutt

26 9. 26

Agent to Sri E Purushottamanandagiri
Bavaji Swamy
Sosale, Mysore.

Financial
Secretary
with Compliments

B.O.
Dmy
P.S.D.

10 844

[illegible]
[illegible]

[illegible]

[illegible] 30-10-1923 [illegible] 19 11-1924 [illegible]

[illegible] 25 1926 [illegible]

[illegible]

Reply file sub?
Remt. has issued
today.
9.11.26 9/11

Secy

Seen thanks
10/11
10/11

[illegible]

[illegible]

[illegible] 10 1926 [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Presented by Mr. K. D. [illegible] clerk of Mr. S. Srikantiah, Advocate for petr. To Muz. Secy. 26.11.26.

COURT FEE
TWO RUPEES

& REV. SECRETARIAT
27th
MUZRAI
D 721

9.5

Before the Government of His Highness The

Maharaja of Mysore, B'lore.

Muzrai Rvsn.Petn. No. of 26-27.

K.M.Dutt, agent to Mr.E. Purushottamanandagiri Gosai, residing at Dodpet, Mysore.	Petitioner.

-vs-

1.Ramachandragiri and other ryots of Margowduhalli & Bharatipura.	Opponents.

Under Section 22 of Regulation 6 of 1913.

Application for revision of Order dated 20-9-1926 passed by the learned Deputy Commissioner of Mysore in Muzrai Petition No.399 of 1924-25.

The petitioner abovenamed states as follows:-

1. That the delay, if any, in the filing of this petition may be condoned for reasons stated in the accompanying affidavit.

2. That the petitioner's application (9) to Government on 27-9-1926 may, in any case, be considered

considered as sufficient compliance with the requirements of Section 22 of the Muzrai - Regulation and this petition may be treated as its continuation.

3. That the learned Deputy Commissioner had no jurisdiction in the case.

4. That the learned Deputy Commissioner's exercise of jurisdiction was improper and not - justified in the circumstances of the case.

5. That the learned Deputy Commissioner's appreciation of facts and law was not correct and was opposed to the oral and documentary evidence in the case.

6. That the estate in question is a private trust for the maintenance of Samadhis in - Ganjam,not a public one as held by the learned Deputy Commissioner; in any case, reference - under Section 92 of C.P.Code would not [illegible] be necessary.

7. That the petitioner was not solely responsible for the arrears in the revenue due to - Government for the village; nor was such arrears a sign of mismanagement as held by the learned - Deputy Commissioner. The fact is the tenants - have not paid in collusion with persons inimical to the petitioner and the petitioner has filed - suits for recovery of the same before the Munsiff, Seringapatam.

8. That the learned Deputy Commissioner's construction of Section 10 of the Muzrai Regulation and its application to the facts of the case cannot be supported under the circumstances of - the case. He ought to have held that Section 10 was applicable to the case, and that it was not - controlled by Section 10 of the L.A.

9. That the alienation of the Village in question was made on 1-10-1917 and possession - given. Then, again, the litigation which started in O.S.No.56 of 17-18 on the file of the Subordinate Judge, Mysore terminated in a compromise - decree and possession was again obtained in ~~April~~ March 26-11-26 1921. A notice as contemplated under Section 10 of the Muzrai Regulation was issued to the petitioner's principal on 18/19-12-1924 (copy filed) more than three years after this. The Deputy Commissioner's order as to resumption is thus incorrect.

10. That the decision of the Deputy Commissioner is erroneous and unjust.

11. That the petition is presented to Government as the inquiry was at its instance: if it be found that an appeal is competent before the Muzrai Commissioner, this petition may be sent to him for disposal.

12. Execution of the order of the Deputy - Commissioner may kindly be stayed, pending disposal

of

of this petition, as the tenants are filing a copy of the order of the Deputy Commissioner for stay of proceedings in Civil Courts.

Bangalore
26-11-1926.

K. M.
Petitioner.

S. Srikantaya
26/11/26.
Advocate for petitioner.

Before the Government Of His Highness The

Maharaja of Mysore, Bangalore.

Muz. Rvsn. Petn. No. of 26-27.

K.M. Dutt. Petitioner.

-vs-

Ramachandragiri and others. Opponents.

Affidavit.

I, K.M. Dutt, agent to Mr.E.Purushottamanandagiri Gosai, Dodpet, Mysore, the petitioner abovenamed do make oath and state as follows:-

1. That on 24-9-26 I went to the Deputy Commissioner's Office to present an application for copy of the orders in the above case, after hearing on the date that an order had been passed. The application is herewith filed.

2. That the Deputy Commissioner was on - tour. The Clerk concerned told me that the order passed was only a memo; that without the special orders of the Deputy Commissioner no copy could - be granted or the order shown to the parties; even the Personal Assistant to the Deputy Commissioner

could

could not grant the copy of the order.

3. That again I went to the District Office, on 25-9-26, but that day also I was told that the Deputy Commissioner was not at Head Quarters.

4. That on 27-9-26 I sent by registered post a petition to the Government praying for an opportunity to be heard in the matter of the orders passed by the Deputy Commissioner. Postal receipts are herewith filed.

5. That I was unable to see the Deputy Commissioner owing to the Dusserah, Representative - Assembly &c., but I saw him later when he was pleased to tell me to file an application for a copy of - the order and that the same would be granted to me also. Whereupon I applied for a copy of the order on 15-11-26 and received the same on 22-11-1926.

6. The matter is an important one and I pray that the delay if any may be condoned and the case decided on its merits.

K. M. Dutt

Bangalore
26-11-26.

Petitioner.

Sworn to before me

T. Ahobala Sastry
Sheristadar
Court of the Subordinate Judge,
Bangalore
26.11.26.

MYSORE
COURT FEE
TWO RUPEES

By S. Srikantaiah
26/6/26

Before the Government of His Highness the Maharaja of Mysore

~~In the Court of~~ the

Case No. Muzerai Revision of 1926—1927

~~PLAINTIFF.~~		DEFENDANT.
K. M. Dutt.	Vs.	Ramchandra Rao (d.)
Petn		

I the Petn above named do, by these presents retain K. Ramaswamy K. S. Srikantaiya to appear for and conduct the above case on my behalf to Judgment.

2 I further empower him to do all these necessary acts in the above case and to execute any decree, or order that may be passed in my behalf and to receive from court all documents, refunds, and all sums of money that I may be entitled to get and to grant receipts therefore.

3. I also undertake to confirm and ratify all the legal acts done by the said Advocate or any other Advocate on his behalf in so doing.

K. M. Dutt

Dated — 192 .

Accepted

K. Ramaswamy
adv for Petn

Signed before me & personally known to me.

S. Srikantaiya

K. Ramaswamy
25. 6. 26

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V8/24

Office of the Muzrai Commissioner in Mysore.

Dated Bangalore, 6th December 1926.
8
9th

From

C. S. Balasundaram Iyer, Esq., B.A.,
Muzrai Commissioner in Mysore,
Bangalore.

L 472
Muz 148 - 23

8 DEC 1926
40
G. D. SECTION.

To

B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Financial Department.

Sir,

With reference to correspondence ending with your letter No.952/M.F.148-23 dated 26th November 1926 re management of the Kayamgutta villages of Bharatipur and Maragowdanahalli in the -- Krishnarajpet Taluk belonging to the two temples in Chik Gosayi Ghat, Seringapatam, I have the honor to forward herewith copy of letter No.H.116/M.C. dated 22nd September 1926 from the Deputy - Commissioner, Mysore District, submitting a report in the matter. A

2. The Deputy Commissioner's letter and the order passed by him in Muzrai mis. case No.399/24-25 -H.116/M.C. (copy enclosed) go fully into the matter and deal exhaustively with the merits of the case and the points requiring orders. B

3. I agree with the Deputy Commissioner's findings on each of the three points enumerated in your letter of the 2nd December -- 1924. But the conclusion arrived at para 4 of the Deputy Commissioner's order does not seem to me to be quite correct. When the villages were "Registered in the names of Devarus at Ganjam" at the Inam settlement at the option of the creator of the trust, not only the villages partook of the nature of Devadaya Grant but the temples themselves became Muzrai Institutions within the -- meaning of Section 2-1 (i) of the Muzrai Regulation. In view of this the villages are undoubtedly the property of Muzrai Institutions.

4. The Deputy Commissioner, recommends that the villages may be

Letter No.F..116/A.C. dated 22nd September 1926 from the Deputy Commissioner, Mysore District, to the Muzrai Commissioner in Mysore.

(Mismanagement - Bharatipura and Maragowdana halli Inam villages - endowed to temples of Gosai Ghat)

"With reference to your letter No.C.490/23-24 dated 6/11th December 1924 forwarding copy of Revenue Secretary's letter No.825/M.R.148-25-5 dated 2nd December 1924 calling for a detailed report on the petitions addressed to the Dewan of Mysore by the ryots of Inam villages of Bharatipur and Margowdanahalli in the Krishnarajapet Taluk, re the alleged mismanagement of the villages by Mr. Purushottamanandagiri Gosai with additional information on certain points raised in the Revenue Secretary's letter, I have the honor to forward herewith for information a copy of my order passed in the case on 20th September 1926 after holding needful enquiry Full facts of the case are clearly stated in the said order.

The Revenue Secretary has called for a report on the following points:--

(1) Whether the villages are Devadaya Inam as shown in the Quit rent Register or personal Inam as claimed by Mr.S. -- Purushottamanandagiri Gosai, and if on enquiry, it is found that the villages are Devadaya Inams,?

(2) Whether the institution for the support of which the villages were assigned are properly maintained and the object of the grant is fulfilled. ?

and (3) Whether the jodi due to Government on the villages is being regularly paid by the manager or whether it is in arrears, and if so, to what extent. ?

Regarding the first point I beg to invite reference to para 10 of my order referred to above and to state that the -- villages, originally Kayamgutta, belonged to one Aliya Chikkalinga Raj Urs to whom they had been granted in 1828 as personal Inam by His late Highness Sri Krishnaraja Wadiyar III. They were sold by the Palace authorities in 1872 in clearance of grantee's debts and purchased in auction by one Venkatagiri Gosai who endowed these two villages for the upkeep and maintenance of the temples at Gosai Ghat. At ~~the~~ his request, these villages were changed into Devadaya Inam during the Inam Settlement of 1879-80 for the benefit and support of Sri Narasimheswara and Ratneswara temples at which Gosai Ghat near Ganjam. They are therefore now Devadaya Inam and not personal Inam.

to para 13 of my order and to ~~st~~ state that the temples and their surroundings are in a neglected state, services are not quite regular, and the object of the grant is not duly fulfilled.

Regarding the 3rd point, the Amildar of Krishnarajpet Taluk has reported that the jodi on the villages is in arrears to the extent of Rs.6133-12-1 up to the end of 1926-27 as per details furnished in the margin. The villages being Devadaya cannot be sold for arrears of Revenue -- under the rules.

Bharatipur	4092- 1- 8
Margowdanhalli	2041-10- 5
	6133-12- 1

In these circumstances and in view of the fact that there has been persistent and gross negligence on the part of Mr. E. Purushottamanandgiri Gosai in the management of the Temples and of its endowed properties, I request that you may be so good as to move Government in the matter of these Devadaya villages being attached and brought under Government management for the benefit of the institution not only under Section 9 of the Muzrai Regulation but under the executive powers of Government under the Inam Rules independently of the Muzrai Regulation, as recommended in the last para of my judgment."

"Copy"

7/12/26

for Muzrai Commissioner.

D.O.No.H-116/A.C.   3rd November 1926.

Assumption of management - Maragowdanahalli and Bharatipur villages - Krishnarajpet Taluk.

Dear Sir,

In reply to your D.O. letter No.C.490/23-24 dated 28th -- October 1926, I beg to state that the rule referred to by me in para 2 (b) of Chief Commissioner's Notification No.266 of 17th November 1877 (See page 340 of Mysore Revenue Manual, 1921 Edition).

Since writing my order in Muzrai Mis.case No.399 of 1924-25 (H.116/A.C.), I have received from you copy of Chief Court's judgment in R.A.No.154 of 1924-25 (Deputy Commissioner, Mysore District, Vs.Surappa). The Chief Court have held in that -- judgment that the proviso to Section 14 of the Muzrai Regulation supercedes the said Chief Commissioner's Notification of 1877. This point may also be considered in disposing of my reference..

Yours Sincerely,

(Sd.) A.V. Ramanathan,

To

C.S.Balasundaram Iyer, Esq., B.A.,
Muzrai Commissioner in Mysore,
Bangalore.

"Copy"

7/12/26

for Muzrai Commissioner.

In the Court of the Deputy Commissioner , Mysore District.

Present:-

A. V. Ramanathan, Esq., B.A.,
Deputy Commissioner, Mysore District

Dated this 20th day of September 1926.

Muzrai Miscellaneous case No.399/24-25/M.116.A.C.

Petitioners.	-=VS.-	Counter - Petitioner.
Ramachendragiri Gosai & the Ryots of Baratipur and Maragowdanahalli villages, Krishnarajpet Taluk. (Represented by Mr. G.Venkata Narasimhaiya)		Mr.E.Purushottama Anandagiri Gosai, Mysore City. (Represented by Mr.K.Ramaswamaiya B.A., B.L., Advocate.

Facts of the case.

The ryots of Rayangutta Bharatipur and Maragowdanahalli villages in Krishnarajpet Taluk waited in deputation on the Dewan at Mysore on 30-10-1923 to represent their grievances of mismanagement of the above villages by Mr. Purushottam Anandagiri Gosai. A note on the facts of the case was, as called for, prepared and submitted on 28-10-1923 to the Dewan through the Revenue Commissioner (who was also at Mysore then) on the available references then on hand. A copy of the note is put up in the file.

The memorials addressed to the Dewan by the ryots of Bharatipur and Maragowdanahally villages were subsequently referred to this office by the Muzrai Commissioner on 12-12-1923 for a -- report on the points urged therein. Among other things they -- represented in the memorial that they have been in the enjoyment of lands in their respective holdings from time immemorial as Kadim Tenants and that the claim over them newly set up by Mr.Purushotama Anandagiri Gosai who succeeded to the Trustee ship recently was -- frivolous and untenable and prayed that their interests be guarded. The representation is full and contains all details.

From the extract of the Taluk Quit Rent Register, it is seen that the two villages above referred to, (which were said to be originally personal Inam granted to Eliya Lingaraj Urs) have been classed as Devadaya Inam during the Inam Settlement of 1879-80 for the benefit and support of Sri Narasimheswara and Ratneswara ---- temples at Chikkagosai Mat, near Ganjam, Seringapatam Taluk.

How the Counter-petitioner came to be in possession and enjoyment of the villages is detailed in the representation. Briefly stated, Someswaragiri Gosai, Chela of Venkatagiri Gosai, the ~~ang~~ original - purchaser of the villages made over the two villages to the management of Mr. Purushottamandagiri Gosai under the Registered Release Bond dated 1st October 1917 on account of extreme old age and the --- accumulation of heavy arrears in the villages. The said Gosai also deposed to the same effect before the Amildar of Krishnarajpet Taluk on 1st October 1917. Immediately after the execution of the Release Bond Someswaragiri Gosai seems to have attempted to make the bond - inoperative and to have executed another document dated 6th December 1917. In whose favour and stipulating what conditions this document was executed, is not to be learnt as no copy of it is found in the file.

Having thus been divested of the management of the villages, Mr. Purushottamanandagiri Gosai filed a suit (O.S.No.56 of 1917-18) in the Sub Judge's Court, Mysore and it was decreed on 16th March 1921 that "the management of the villages do belong hereafter to the -- plaintiff (Mr P.Bavaji) and that the plaintiff do also manage the temple at Gangam and Aradhanas as per Sannad etc.,"

The deputationists refer to a compromise according to which they say Mr. P.Bavaji became entitled to the rights of Someswaragiri Gosai during his life-time only. But a copy of this compromise could not be found in the records.

Someswaragiri Gosai died on 22nd November 1922 and was succeeded by his Chela Ramachendragiri Gosai, between whom and Purushottamananda giri Gosai, all subsequent correspondence and interminable disputes have arisen.

Being confronted with opposition and frustrated in his attempts to oust the ryots from their enjoyment of their lands Mr.Purushottama anandagiri Gosai seems to have been harassing the ryots in all manner of ways and this has also occassioned the filing of many Criminal - Petitions and Counter Petitions by Mr. Purushottamanandagiri Gosai and Ramachendragiri Gosai and his partisans respectively to the -- detriment of the village interests and the well being of the templ at Ganjam.

While matters stood thus, Mr. Purushottamanandagiri Gosai ---

titioned the

the Deputy Commissioner on 1st April 1921 praying that Survey and Settlement might be introduced into the villages and after much - protracted correspondence between the Taluk and Sub Division Offices a recommendation was submitted to the Revenue Commissioner in Deputy Commissioner's letter R.Pet.1527/20-21 dated 26th September 1921. Some correspondence between the Survey Superintendent and this office took place on the subject. Latterly, in reply to a communication ~~s~~ sent up by the Revenue Commissioner, the Revenue Secretary to Government while observing in his letter No.R.1626/L.S.14-23-6 dated 5th October 1923 "that the villages are Devadaya Inams, but Mr. Gosai - claims them as his own and wants on such claim, the introduction of Survey and Settlement into the villageS" requested that the ~~xyx~~ applicant's claim should be enquired into and a definite decision -- arrived at before sanctioning his request.

Meantime, owing to continued default in the payment of -- arrear and current gutta and cesses due to Government, Mr.T.Govinda Rao the then Sub Division Officer, Krishnarajasagara, recommended on 29-7-1922 the assumption of the management of the villages. This recommendation was not viewed favourably by the Deputy Commissioner (Mr. P.F.Bowring) and a reply (O.C.No.733 d/ 11th October) was sent, observing "that in ~~d 11th octr 1922)~~ the case of of worse default (Mr. Setlur's) the Revenue Commissioner discountenanced a similar proposal made by this office and refused to move the Government in the matter and that the assumption of the villages involves heavy responsibility on the Officers concerned who will be answerable to the owner for (a) effective administration thereof, and of the Temple affairs, (b) -- maintenance of correct accounts and (c) adds no little work to the Taluk and village staff."

The question of assumption of management was therefore dropped.

Again, another petition was addressed to the Dewan in November 1924 by the ryots of Inam Bharatipur and Maragowdanahalli villages, on the alleged mismanagement of the villages by the Counter petitioner. This was also received in this office on 13-12-1924 with Muzrai Commissioner's letter No.C.490/23-24 dated 5-11-1924 for a report on the following points:--

1. Whether the two villages above referred to are Devadaya Inams,

2. Whether the Institution for the support of which the villages -- are assigned, are properly maintained and the object of the grant is fulfilled,
3. Whether the jodi due to Government on the villages is being -- regularly paid by the manager, or, is in arrears, and if so, to what extent.

The Amildar of Seringapatam Taluk who was directed to inspect the temples and submit a report as to their condition, reports that it is ascertained that services are not quite regular in the Institutions, that some repairs had been done to the Temples quite recently, that the Institutions are not under Government management, and that owing to the alleged mismanagement of the affairs of the Temples on the part of its manager Mr. Purushottamanandagiri Gosai, it would be better to take them under Government management together with the -- endowed properties.

The Amildar of Krishnarajpet Taluk who was directed to inspect the villages and report on the points referred to in query (No.3) above, reported that the jodi on the villages was in arrears to the extent of Rs.3083-6-1 up to the end of 1923-24, that quite recently a sum of Rs.500/- was paid by the Manager towards the said arrears, but that the Vahivatdar Mr. Purushottamanandagiri Gosai was allowing the revenue to fall into arrears with some object in view etc.

In his recent report dated 14-9-1926, the Amildar has stated that a sum of Rs.4092-1-8 is in arrears against Bharatipura and a sum of Rs.2041-10-5 against Maragowdanahally upto end of 1926-27.

The Inam enquiry Records extract was also called for. The Sub Division Officer, French Rocks also submitted a detailed report in his No.N.Dis.H.C.202/24-25 dated 9-1-1925, as called for, on the several points urged in the petitions.

The Inam Quit Rent Register shows that the villages are Devadaya Inams since 1897 (when the villages were surveyed and settled) and are exclusively for the support of the aforesaid two Temples.

The case was first posted for hearing to 14-1-1925 and continued till 29th June 1925.

The following witnesses were examined for petitioners:--

1. ChikkaKarianna of Ganjam.
2. Subbaiya Naidu "
3. Venkatachala Modaliar "
4. Subba Deekshit "
& 5. Subbaraya. "

The undermentioned are the witnesses examined on behalf of the counter-petitioner.--

1. Aswatha Naranappa of Ganjam.
2. Subbaramaiya " Mysore
3. Palaiya " "
4. Srinivasaiya " "
5. Giriappa " "
6. Yellappa " "
7. K.Nanjundaiya " "
8. Alanna " "
9. Narasimhaiya " "
10. Sidde Gowda Nagoonahally, Seringapatam Taluk.
11. Kale ~~Gowd~~ Gowda do
12. Anke Gowda do ~~xxxxxxx~~ -
13. T.Purushottamanandagiri Gosai (Counter petitioner)

Both sides were represented by their counsels.

The following exhibits were filed on behalf of the petitioners:-

A. Letter dated 30-11-1921 written by Narasimhaiya to Somesvaragiri Pavaji, with postal cover attached.

A 1. List of Utsavas to be conducted in the Temple.

B. List of articles belonging to Sri Narasimheswaraswamy temple at Chikkagosaimutt, Ganjam, that were handed over to Kasturi Nagappa on 20-12-1883.

B1. List of articles lent to Srinivasgiri as per Venkatagiri Gosai's instruction on 8-1-99

C. Copy of Khetwar Patrika of [illegible] village for the 1891-92-

d. do of Seringapatam for the year 1923-24.

E. Copy of Exhibit D.2 in C.C.No.152/~~xxx~~-21-22 on the file of the Special 2nd class Magistrate's Court, French Rocks.

The following is a list of exhibits filed by the Counter - petitioner:--

1. Kharch patti dated nil
1(a) do " 13-8-1921
"(b) Utsavada patti " 13-11-1921
"(c) Kharch patti of the year Durmati.
"(d) do do
"(e) do dated Nil

II. Jama Kharch Patti dated 19-2-1900.
III. Mr. Purushottamanandagiri's letter to Narasimhaiya dated 7-4-1921
IV. Receipt given to Mr. Purushottamanandagiri Gosai by S.N. Aswatha Naranaiya dated 4-2-1923.
" (a) do " 11-3- "
(b) do " 29-9- "
(c) do " 17-11- "
" (c 1.) Mr. Purushottamanandagiri Gosai's letter dated 20-9-1921 to Narasimhaiya.
(d) Receipt given to Mr. Purushottamanandagiri Gosai~~xxxxxxx~~ by S.N Aswath Naranaiya on 21-7-1923.
(e) do do do on 24-6-1923.
(f) do do do on 16-10-1922.
(g) do do do on 20-11-1922.
(h) do do do on 13-1-1924.

V. Thimmanniya's letter to Mr. Purushottamanandagiri Gosai dated 13-6-1925.

VI. Patti dated 13-8-1921.

VII. Plan.

VIII. Geneological tree.

IX. Translation of a Kanarese petition dated 25-[illegible]-1839.

Copy of petition addressed to the Dist. Magistrate, Mysore by Doddegowda [illegible] (4-11-1921)

X. Petition addressed to the Commissioner dated 1-7-1839.

XI. Maharashtra File

XII. do

XIII. Petition addressed to Sadar Munsiff's Court Ashtagrama Division dated 23-10-1882.

XIV. Ge^ne^ological tree.

XV. Maharashtra paper.

XVI. Copy of petition in Mis.No.11/34-35 on the file of the Sub Judge, Mysore.

XVII. Receipt executed by Venkatagiri Gosai in favour of Mr. Purushottamanandagiri Gosai dated 6-6-1902.

XVIII. Deposition of Someswaragiri Gosai, in C.C.No. 69/21-22 on the file of 2nd Class Magistrate's Court.

XIX. Inam Register copy of [illegible] Bharatipur, Naraxxxxdxxxxxxxkix
XX. do do Maragondanahally.

XXI. Venkatagiri Gosai's application dated 12-11-80 to the Inam Assistant Superintendent.

XXII. do do dated 14-9-1880.

XXIII. Copy of plaint in O.S. No.61 of 1884 on the file of the District Judge, Mysore.

XXIV. Copy of Sud.

XXV. Copy of Khetwar of 1891-92.

XXVI. Copy of Someswaragiri's petition addressed to the Amildar of Krishnarajpet Taluk on 1-10-17.
XXVII. Copy of Statement of Someswaragiri before the Amildar of Krishnarajpet Taluk dated 1-10-17.
XXVIII. Copy of statement of Mr. Purushottamanandagiri Gosai dated 1-10-17.

XXXX Receipt granted by the District Treasury Officer
xxIX. dated 5-10-17.

XXX. Mr. Purushottamanandagiri Gosai's application to xxxx the Amildar of Krishnarajpet Taluk (1 to 30) dated 6-10-17 etc.

XXXI. Copy of Someswaragiri's application addressed to the Deputy Commissioner, Mysore dated 24-3-21.

XXXII. Copy of Complaint petition in C.C.No.69/21-22 on the file of the 2nd class Magistrate, French Rocks.

** ← XXXIII

XXXIV. Copy of petition addressed to the Dy. Commr ~~District Magistrate, Mysore~~ ~~Deputy Commissioner~~ by the Villagers of Bharatipur dated 10-5-1923.
XXXV. Statement of account dated nil.

XXXVI. Someswaragiri's deposition in O.S.No.56/17-18 on the file of the xxxxxxxxxxxxxxxxx Subordinate Judge, Mysore.
XXXVII. Copy of Mis. Appeal in Ex.No.1114/23-24 on the file of the Sub court, Mysore.
XXXVIII. Copy of order in Ex.case No.1114/23-24 on the file of the Sub Court, Mysore
XXXIX. Copy of Rajinama decree in O.S.No.56/17-18 on the file of the Sub Judge, Mysore.
XXXX. Endorsement No.361 dated 25-6-25 from the Sub Registrar's office Krishnarajpet to Mr. Purushottamanandagiri Gosai.
XXXXI. Copy of Release deed dated 1-10-17 executed by Someswaragiri in favour of the Counter - Petitioner.

When hearing on both sides were closed and at the stage when the case was posted for arguments on 27-7-25, one Su[illegible]eragiri Gosai

Chela of Raghunathagiri Gosai presented a petition before this office on 15-7-1925 stating that Ramachendragiri Gosai, (one of the petitioners) died on 5-6-1925 at Bharatipur, that he is the nearest Varasdar of -- Ramachendragiri, that he has every interest in the well being of the Institutions and their endowed properties and prayed that the manage-ment thereof be taken over by Government in view of Mr. M. Purushottamanandagiri Gosai's mismanagement. The petitioner was informed that the case was posted for arguments on 27-7-1925 and that he might also be present at the time if he wanted. This petitioner's name was also ordered to be brought on record.

After hearing the arguments on both sides, the Court pronounced the following:--

Order.

This is a Muzrai enquiry arising out of a report called for by the Government on certain petitions of the ryots of Margowdanahalli and Bharatipur villages (originally Khayamgutta but now Devadaya) in the Krishnarajapet Taluk. The villages in question were Khayamgutta villages originally granted to Aliander Chikka Lingaraje Urs in 1826 for personal benefit. These villages were sold by the Palace -- authorities in 1872 in clearance of the grantee's debts and were - purchased in auction by One Venkatagiri Gosai, disciple of Ratnagiri Gosai, for Rs.5465 on the 3rd October 1872. This Venkatagiri Gosai got the villages converted into Devadaya Inam at the Inam Settlement and entered in the names of Narasimha Devaru and Ratneswara situated at Ganjam. (Vide Inam enquiry records of 1878-79.) Exhibits XIX &XX)

2. After Venkatagiri Gosai, his disciple Someswaragiri Gosai ---- managed the institutions and estate. In 1917, the said Someswaragiri executed a release deed in favour of Purushottamanandagiri Gosai --- (Opponent) in respect of these villages and after litigation, possession of the villages was transferred to the latter by a consent decree --- (Rajinama Decree) on 16th March 1921.

3. The enquiry now held is under section 8 of the Mysore Muzrai -- Regulation to find out whether there has been gross and persistent mis-management of "a religious or charitable institution dedicated for the benefit of the public or a defined section of the public or any property pertaining thereto," and whether any action under Sec.9 of

of the said Regulation is called for on the part of this Court.

Before proceeding to record findings on the issues, it is necessary to consider certain preliminary questions of jurisdiction and procedure raised by the opponent.

4. First, the opponent raised the point that the Mysore Muzrai Regulation cannot be applied to the institutions at Ganjam as they are not Muzrai Institutions. A Muzrai Institution is defined in Section 2 (1) of the Regulation as including an institution" for the support of which any annual grant is made from the public revenues or an Inam has beem granted and is recognised and registered at the Inam Settlement as a Devadaya or Dharmadaya grant." In the present case, the Inam is registered at the Inam Settlement as a Devadaya grant. But it was not granted to the institution by the Government ~~of~~ or the Ruler and therefore I agree with the opponent in holding that these institutions at Ganjam are not now Muzrai Institutions and the villages are not the property of Muzrai institutions.

5. But this finding does not by itself exclude the applicability of the Mysore Muzrai Regulation to this case. The Regulation does not apply only to Muzrai Institutions, but also provides "for certain remedies in respect of religious and charitable institutions" (vide preamble). Chapter 11 in which Section 8 and 9 occur is headed "Provisions relating to Religious and Charitable institutions" or not to Muzrai Institutions only. In the whole of that chapter, it is only sections 14 and 19 that apply solely to Muzrai Institutions. The other sections apply to non-muzrai institutions also. For example the very first section of Chapter 11 i.e., sec.3 relates to religious or charitable trusts (not being Muzrai Institutions).

6. I therefore overrule the objection that because the ---- Narasimheswara and Ratneswara temples at Ganjam are not Muzrai --- Institutions, an enquiry under sec.8 of the Mysore Muzrai Regulation is not available in respect of the properties endowed to them I hold that if the conditions of Sec.8 of the Muzrai Regulation are fulfilled an enquiry is available even in respect of an institution not coming under the definition "Muzrai Institution."

7. The next point that was raised was that a reference under - Sec.4 of the Muzrai Regulation or under Section 92 of the Code of

of Civil Procedure should be made to the District Judge's Court, rather than take action under Section 8 of the Muzrai Regulation. Section 4 of the Muzrai Regulation relates to cases of dispute -- "whether any charitable or religious trust has been actually constituted." In ~~the~~ this case, the constitution of a trust is admitted on both sides, but while the opponent contends that it is a private trust, the opposite side contends it is a public trust. As the existence of the trust is not at issue, no reference to the District Judge's court is called for. Sec.92 of the Civil Procedure Code does not supplant the Mysore Muzrai Regulation but only supplements it and it need not be availed except when such action is considered the most suitable. There are no recorded authorities as to when Sec. 92 of C.P.C. should be invoked in respect of a trust of a charitable or religious nature for public purposes and when action may be taken under section 8 of the Mysore Muzrai Regulation. But in view of the direction of the Government to take action under the Muzrai Regulation and the calling of a report and in view of the availability of relief under this regulation, I see no reason to deal with the case under Sec.92 Civil Procedure Code.

8. The petitioners contend that the case may be dealt with under Sec.3(2) of the Muzrai Regulation i.e., that Government do undertake the management of the institutions as "the trustees provided by the instrument of trust or actually in charge of the institution all -- expire or disclaim" The petitioners urge that after Someswaragiri's death, there is no valid trustee, as the transfer in favour of --- Purushottamanandagiri Gosai is patently invalid under the Law (vide 19 Mad.L.J.458, 7 C.W.N.145, 6 Mad, 76 15 Mad, 389 and 19 Mad 389 & 19 Mad. 211, and 1923 all Ind. Reporter cal.30) and as Purushottamananda giri contends that Ramachandragiri is not a proper disciple of ----- Someswaragiri. In the alternative they urge that if Ramachandra Giri is considered a valid trustee, as he has prayed to Government for -- assuming management (vide his petition of 19-11-1934) his prayer may be granted and management assumed under Sec.3 (3) of the Muzrai ---- Regulation. The opponent urges that as Government have accepted him as manager and collected revenue from him for the villages, Government cannot now refuse to recognise him as a valid trustee. I cannot

his titile as manager was not directly in question till now. Dealings with him on the Revenue side, if any, cannot create estoppel in his favour in an enquiry under the Muzrai Regulation which is now held for the first time. His title to the Trusteeship has to be tested under the Law of the Land and cannot be validated merely by certain dealings with 3rd parties or even the Government unless the right has xxxxxx accrued under the ordinary general law applicable to Trustees. The weight of legal authority against the opponent is overwhelming and my finding is that Someswaragiri's very act of release and consent to compromise decree constituted acts of mismanagement justifying action under Sec.8 of the Mysore Muzrai Regulation. Judicial authority is very definite that trusteeship cannot pass to a third party even by a consent decree of a court.

9. The opponent has urged a still further preliminary objection, namely that as the alienation of the estate by Someswaragiri took place in 1917 or at the latest on 16-3-1921 the date of consent decree and as the petitioners have moved the authorities only on 18-12-1924, the benefit of Sec.10 of the Muzrai Regulation would be available for the opponent and he should not be disturbed from possession.

In the first place, as the petitioners have rightly pointed out, the first petition in this respect was filed on the 6th November 1923, i.e., within a period of 3 years after the consent decree. But there is a fallacy in the opponent's contention. Section 10 of the Muzrai Regulation relates to transfers as of right and not to transfers in trust. The opponent has not contended that the villages were handed over to him as his private property. He only contends that the management of the villages in trust for the institutions at Ganjam passed to him under the Release deed and the Consent decree. Sec.10 of the Mysore Muzrai Regulation does not avail him as no length of possession as Trustee can create a right in him adverse to the object of the Trust.

10. Having disposed of the main legal arguments and preliminary points, I shall now address myself to the evidence on record and the facts of the case:--

That there is a trust subsisting in respect of the two temples at Chikka Gosai Ghat, Ganjam and the two Kayam gutta villages, Bharathipur and Margowdanahalli villages of Krishnarajapet Taluk admits

admits of no doubt. The very nature of the present tenure of these villages is Devadaya and the act by which Venkatagiri Gosai got these villages entered as Devadaya for Narasimhaeswara and Rathneswara is itself an act of dedication and creation of trust. Once a village is entered as Devadaya, all the special incidents of that tenure attach to it. The special incidents are well stated in the Inam rules having the force of law and one of them is the right of the Government, independently of the Muzrai Regulation to assume management when the object in view (i.e. the nominal proprietor Deity) is being neglected by the Manivatdar, Pujari or trustee. There are corresponding advantages in this tenure one of which, for example, is that such villages cannot be sold for arrears of revenue.

11. The contention in this case is firstly that the temples are private ones not dedicated to the public, and secondly that there has been no neglect.

On the first point, it has first to be stated that even if the temples were private ones, Government could intervene and assume -- management under the Inam rules, if the neglect be proved. But there is little doubt from the evidence on record that the temples are public ones, i.e., temples dedicated for the use of the public.

The counter-petitioner raised the point that these are Samadhi -- temples, that is, that lingas are set up over the Samadhis of Narasimha giri Gosai and Rathnagiri Gosai. But this has not been proved by any means. On the other hand it is in evidence that ordinarily the bodies of deceased Gosais is disposed of by being thrown into the river and not by interment. There is no evidence that in the case of the 2 Gosais above referred the disposal was different. The counter petitioner has not produced oral or documentary evidence in support of his contention. The evidence of the counter-petitioner's witnesses on this point is vague and unconvincing. He sought to urge that these were Samadi temples, the public had no right of access to them and they would not also use them as they would use ordinary temples for worship. But in this point, even his own witnesses have forsaken him. It is only two out of twelve witnesses (C.P.W.10 and 11) that say that they do not go to these temples for worship as they are -- Samadhi temples. C.P.W.9 Narasimhayya is not equally emphatic but merely says that worship with water and flowers is being carried and there is no deepa, dhupa or nivedana. These three are contradicted by the nine other witnesses of the counter-petitioner. C.P.W.1 Aswathanarayana, Archak, denies that these are not Samadhi temples and that all the public resort to them and worship is being conducted according to Shastric rules. C.P.W. 3 admits that people of all communities of Ganjam used to get worship and Santarpane done by Brahmins in these temple and that he takes thirtha and Prasada in these temple though they are Samadhi temples. C.P.W.4 Srinivasaiya admits he used to goto these temples for worship. C.P.W.5 Giriappa speaks to Santarpanes having been conducted and his having taken part in them. C.P.W.6 Yellappa says he goes to the bathing-ghat attached to the temple for Upakarma, that Brahmins worship in the temple and that he (Kshatriya) is not admitted inside C.P.W.7 K. Nanjundaiya, a clerk under Ganeshgiri Gosai also admits that that 'many people go to the temples for worship without any restriction any-body may go and get worship done, all Ganjam people go to the temples." He admits he has taken thirtha and prasada in the temples though Gosai temples. C.P.W.8 Alanna's evidence also is to the same effect that the public have been using the temples and that they conduct Samaradhanes and Abhisheka without any body's restriction.

Further the counter-petitioner's present contention is contrary to his deposition in the French Rocks Magistrate's Court that there is no Ratnagiri Samadhi at Ganjam on the banks of the Cauvery.

12. While the contention that these are Samadhi Temples is unproved the fact that these temples have been used by the Ganjam public and others for over a generation is amply proved, by the witnesses of the counterpetitioner above referred to and by the witnesses examined by the petitioners. It is also proved that these are full fledged temples with Dhwajasthambha and Bali-peetha, Suthalagudis, that there used to be a utsava murthis and utsavams.

I have therefore no hesitation in finding that these temples are temples dedicated for the use of the public.

13. The next point is whether there has been neglect. I visited the temples after notice to both parties on 3rd August 1925. The temples and surroundings presented a deserted look. The approach itself is not good now, and only reminds one of former care. From the evidence also, it is quite clear that latterly only a farce of a

worship is being kept and that no utsavams or any [illegible] or ---- abhishekams properly so-called are being done latterly.

14. In the villages concerned also, there are factions, and -- collection of revenue is heavily in arrears. While the Vahivatdar is setting up the claim that every one is a tenant at will, the tenants are obstructing him and setting up the claim that every one of them is a kadim tenant. In the result, the institutions have been -- neglected.

13. I find therefore that there has beem persistent and gross negligence and hold that these Devadaya villages should be attached and brought under Government management for the benefit of the institutions not only under Section 9 of the Muzrai Regulation but also under the executive powers of the Government under the Inam Rules.

A report will be made accordingly to the Revenue and Muzrai Commissioner.

(Sd.) A.V. Ramanathan,

Mysore.

Deputy Commissioner.
Mysore District.

20th September 1926.

"Copy"

7/12/26

for Muzrai Commissioner.

JECT..

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Section Muz
File No. 148 - [illegible]
Serial No. 8

Diary No. of letter replied to......................

No. 1428

To

....

General and Revenue Secretariat
( )
the 192

Date of issue 5-2-27

Signed by M. M. Venkatesa Iyengar

Endorsement grant
Purushottama Anandagiri S
with ref. to his revision
no. 721 Dt 26-11-1926 agai
The Dy. Comr's order d
that on account of mism
ment etc, the inam villa
endowed to Sri Ratnasw
and other temples at Ga
Seringapatam Taluk, m
be taken under Gov
management.

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The petr is in
that Govt see no re

t of enclosures..............................

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amined by..............................
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interfere with the
order passed by the
Dy Cmr
(2) the encls. are returned
By order,

1 mas 16/1
1429 8-5-... 24/12/26.
for Chf Secretary
14-1-23-9

Copy to the Dy. C.
for information, with a
request that a report may
be submitted after the
properties are taken over
by Govt. as to what
rangements are made
their proper management
the interests of the temple
nd for worship etc. in the
latter. V. R. ref. B-o.

En Enc 2 files.
Sent on 19-2-27

mas 16/1 D.A.)
Chf Secretary
24.12.26

COURT FEE
TWO RUPEES

GEN. & REV SECRETARIAT
19 FEB 1927
MUZRAI
D1178
Muz 148-23
-10

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE, BANGALORE.

Muzrai Revn.Petn. No. ________ of 26-27.
No. 1428/Muz.148-23.

K.M.Dutt, Agent to Mr.E.Purushottamanandagiri Gosai, residing at Dodpet, Mysore.	Petitioner.

Vs.

1. Ramachandragiri and other Ryots of Margowduhalli & Bharatipuram.	Opponents.

Mur
Md
13

****

Under Section 22 of Regulation 6 of 1913.

An application for revision of Order dated 20-9-1916 passed by the learned Deputy Commissioner of Mysore in Muzrai Petition No.399 of 1924-25 was filed on 26-11-1926.

The petitioner above-named states as follows:-

1. An Affidavit was filed with the appeal memo stating reasons for condoning the delay.

2. That the petitioner's application to Government on 27-9-1926 may, in any case, be considered as sufficient compliance with the requirements of Section 22 of the Muzrai Regulation and this petition may be treated as its continuation.

3. That the learned Deputy Commissioner had no jurisdiction in the case.

4. That the learned Deputy Commissioner's exercise of jurisdiction was improper and not justified in the circumstances of the case.

5. That the learned Deputy Commissioner's appreciation of facts and law was not correct and was opposed to the oral and documentary evidence in the case.

6. That the estate in question is private trust for the maintenance of Samadhis in Ganjam, not a public one as held by the learned Deputy Commissioner; in any case, reference under Section 92 of C.P.Code would be necessary.

7. That the petitioner was not solely responsible for the arrears in the revenue due to Government for the village; nor was such arrears a sign of mismanagement as held by the learned Deputy Commissioner. The fact is the tenants have not paid in collusion with persons inimical to the petitioner and the petitioner has filed suits for recovery of the same before the Munsiff, Seringapatam.

8. That the learned Deputy Commissioner's construction of Section 10 of the Muzrai Regulation and its application to the facts of the case cannot be supported under the circumstances of the case. He ought to have held that Section 10 was applicable to the case, and that it was not controlled by Section 10 of the L.A.

9. That the alienation of the Village in question was made on 1-10-1917 and possession

possession given. Then, again, the litigation which started in O.S.No.56 of 17-18 on the file of the Subordinate Judge, Mysore terminated in a compromise decree and possession was again - obtained in April 1921. A notice as contemplated under Section 10 of the Muzrai Regulation was issued to the petitioner's principal on 18/19-12-1924 (copy filed) more than three years after this. The Deputy Commissioner's order as to resumption is thus incorrect.

10. That the decision of the Deputy Commissioner is erroneous and unjust.

11. That the petition is presented to Government as the inquiry was at its instance; if it be found that an appeal is competent before the Muzrai Commissioner, this petition may be sent to him for disposal.

12. Execution of the order of the Deputy Commissioner may kindly be stayed, pending disposal of this petition, as the tenants are filing a copy of the order of the Deputy Commissioner for stay of proceedings in Civil Courts.

13. The petitioner learns that the orders now passed are exparte, and he prays that his Counsel may be heard and the petition disposed off on merits.

Bangalore,
D/17/2/27

S. Srikantaiya ~~Petitioner.~~

Advocate for Petitioner.

GEN. & REV. SECRETARIAT.
9 MUZRAI
D1289
148-23-

8/3

From

S. Srikantaiya, Esq., B.A., B.L., M.R.A.S.

Advocate, Chickpet, Bangalore City.

XXX

9/3/30

To

The Chief Secretary

to the Government of His Highness

the Maharaja of Mysore, Bangalore.

Sir,

On behalf of my client K.M. Dutt, Agent to Mr. E. Purushottamanandagiri Goswami, Doddapet, Mysore, I desire to notify to you, under Section 80, Civil Procedure Code, that I intend filing a suit for a cancellation of the order passed by the Government of His Highness the Maharaja of Mysore in Muzrai Revision Petition No.721/26-11-26 dated 5-2-1927, confirming the Report of the Deputy Commissioner, Mysore, as wrong and invalid, and for an injunctio and for other reliefs..

R

2. Khayamgutta Bharatipur and Marganhalli Villages in the Krishnarajpet Taluq were endowed to the Samadhi Temple of ~~Kali~~Catneshwara and Narasimheshwara at Ganjam. The temples are private family religious institutions and not public charities. Someshwaragiri Gosai, the former manager of the te ple and the villages released all his rights on 1s October 1917 to my client who is in possession of the property. Further, in O.S. No. 56 of 1917-18,

on

on the file of the Subordinate Judge, Mysore, a Razinama was filed when the villages finally came over to my client's possession.

3. There were disputes between my client and the ryots of the villages. The latter then petitioned to the Government and the Dewan to take action under the Muzrai Regulation though that Regulation could not be made applicable, and to take possession of the temple and Villages. The said petitions were referred to the Deputy Commissioner for report after enquiry. The Deputy Commissioner, Mysore, held an enquiry and on 20-9-1926 reported to Government that according to the findings recorded the temple and the Villages should be taken over by Government. This order was not communicated to my client. About the end of November, 1926, my client obtained a copy of the order and applied to Government for revision. This petition was dismissed without hearing my client on 5-2-1927 My client has also applied to Government to dispose of the matter after hearing.

4. My client challenges the decision of the decision of the Deputy Commissioner and the Government. The villages cannot be taken over by the Government as claimed in the Deputy Commissioner's report to Government.

I have the honour to be,
Sir,
Your most obedient servant,

Bangalore,
7 March 27.

S. Srikantaiya
Advocate

APP. F. VI. Gl.]

SUBJECT..

Section Muz
File No. 148-25
Serial No. 17

Diary No. of letter replied to........................

No. 1704.

To

....

General and Revenue Secretariat
( )
the 192

Date of issue 10. 3. 27

Signed by Mr M. Venkatesa Iyengar

Endorsement granted to Mr Purushothama Anandagiri Gosain with ref. to his Review application no. 1178 Dt 14.2.27 praying for a re-consideration of the order of Govt directing that on account of mis-management etc., the inam villages endowed to Sri Ratneswara and other temples at Ganjam, Seringapatam Taluk, may be taken under Govt management ~~to~~ [illegible]

List of enclosures........................

Copied by........................

Examined by........................

over

The petr is informed that there are no grounds to interfere with the order already passed in the matter. His review application is accordingly rejected.

By order,

9.3.27

For Finl. Secty.

1705 D, 10/3/27

Copy to the M.C.

in contn of this office no. 1429 Dt 5.2.27.

B.O.

9.3.27

Dft For Finl Secty

GEN 21st March 1927
MU[illegible] 1927 5.6.27

D 1332

K. M. Dutt
21.3.27

To Muz Br

CB
21/3/27

Before the Government of His Highness the Maharaja of Mysore

Review Application No 1178/26-27

Petitioner: Purushothama Anandagiri Gosai by agent K M Dutt.

Return Application

The petitioner prays that the order copy of the Deputy commissioner of Mysore's order and other documents may be returned to me.

Bangalore
21.3.1927

K. M. Dutt
petitioner

The file is before the H. Secy ($\frac{M.1289}{Muz\ 148.23}$ Subd on 10 3 27) The papers will be returned, if ordered
AK
21.3.27

Papers returned to Mr K. M. Dutt.

1) No 1428 / Mys 148-23 of 5th Feb 1927. (original which he had produced with his review petition of 17-2-27).

2) Two copies of Notice in Mys case No 399/24-25.

3) Application for copy of Mysore Dy Comr's order.

4) Mysore Distt Dy Comr's order of 20th Septr 26.

5) one postal acknowledgement receipt & one registered receipt.

Received the aforesaid copies 1 to 5

K. M. Dutt

21-3-27

No. C 1420/26-27

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE.

139

Bangalore, 25th March 1927.

RECD. 26
MUZRAI

D 1363

FROM
P. G. D'Souza., Esq., B.A., B.L.,
MUZRAI COMMISSIONER IN MYSORE.

TO
B. Srinivasa Iyengar, Esq., B.A., B.L.,
Secretary to the Government of His
Highness the Maharaja of Mysore,
Financial Department.

4907
25·3·27

SIR,

With reference to correspondence ending with your memo No. dated intimating that the review petition of Mr. Purushothamanandagiri Gosai re assumption of the management of the temples in Chikgosayi Ghat together with their endowments by Goverment has been rejected, I have the honor to submit herewith for -- favour of information copy of letter No.H.116/A.C. dated 10th March 1927 together with a copy of its enclosure from the Deputy Commissioner, Mysore District, stating that a Lawyer's notice has been received by him intimating that he intends filing a suit under -- Sec.80 C.P.C for cancellation of the order passed by the Deputy Commissioner and confirmed by Government in the Muzrai Department.

2. The services of the Public Prosecutor will have to be engaged to defend the suit when actually filed and a separate report will be made as soon as intimation is received from the Deputy Commissioner. The Deputy Commissioner's suggestions as to how the proposals to meet the cost of defending the suit will also be invited.

I have the honor to be,
Sir,
Your most obedient servant,
25/3/27
for Muzrai Commissioner.
(Absent from station)

Letter No.M.116 M.C dated 10th March 1927 from the Deputy Commissioner, Mysore District to the Muzrai Commissioner in Mysore.

Bharatipur and Maragowdanahalli - Kayamgutta villages - taking over under Government management - notice for filing suit.

With reference to your memo no.B.Dis.118 of 26-27 dated 10/15th February 1927 forwarding copy of endorsement no.1425/Muz.14 - 23 dated 5th February 1927 issued by Government to Mr.Purushothamanandagiri Gosai to the effect that Government see no reason to --- interfere with the order passed by this office anent that taking over under Government management the Kayamagutta villages of ---- Bharatipur and Maragowdanahalli villages, I have the honor to state that as per instructions conveyed in your memo under reference, the Sub Division Officer, French Rocks, had been written to, to take over under ~~Government~~ Government management the two Inam villages and the institution at Seringapatam after the lapse of 6 months fromthe date of my order viz., 20th September 1926.

2.· In the above connection I have received a notice on 6th March 1927 (copy enclosed) from Mr. K.M. Dutt, Agent to Mr.

K. Purushothamanandagiri Gosai, through his Counsel Mr. S. Srikantiah, B.A. B.L., Advocate, Chickpet, Bangalore City, stating that he intends filing a suit under section 80 C.P.C. for cancellation of the order passed by the Government on his revision petition No.4721 dated 26th November 1926 and 5th February 1927.

3. I have again issued instructions to the Sub Division Officer, French Rocks, this day, that the institution should be taken under -- Government management as per this office order until suit is decided or time for filing the suit expires and that this does not affect the --- attachment of the villages for revenue arrears separately made.

"Copy"

for Muzrai Commissioner.

Letter No.dated 7th March 1927 from S. Srikantaiya, Esq., B.A., B.L., M.R.A.S., Advocate Chickpet, Bangalore City, to the Deputy Commissioner, Mysore District, Mysore.

On behalf of my client K.M.Dutt, Agent to Mr.E.Purushottamananda giri Gosai, Doddapet, Mysore, I desire to notify to you, under Section 80, Civil Procedure Code, that I intend filing a suit for a cancellation of the order passed by the Government of His Highness the Maharaja of Mysore in Muzrai Revision petition No.721/26-11-26 dated 5-2-1927, confirming the report of the Deputy Commissioner, Mysore, as wrong and invalid, and for an injunction and for other reliefs.

2. Khyamgutta Bharatipur and Maraganhalli villages in the Krishnarajpet Taluk were endowed to the Samdhi Temple of Ratneshwara and Narasimheswara at Ganjam. The temples are private family religious institutions and not public charities. Someswaragiri Gosai, the former manager of the temple and the villagers released all his rights on 1st October 1917 to my client who is in possession of the property . Further, in O.S.No.56 of 1917-18 on the file of the Subordinate Judge, Mysore, a Razinama was filled when the villages finally came over to my claint's possession.

3. There were dispute between my client and the ryots of the villages, The latter then petitioned to the Government and the Dewan to take action under the Muzrai Regulation though that Regulation could not be made applicable, and to take possession of the temple and villages. The said petitions were referred to the Deputy Commissioner for report after enquiry. The Deputy Commissioner, Mysore held an enquiry and on 20-9-1926 reported to Government that according to the findings recorded the temple and the villages should be taken over by Government. This order was not communicated to my client. About the end of November 1926, my client obtained a copy of the order and applied to Government for revision. This

petition was dismissed without hearing my client on 5-2-1927. My client has also applied to Government to dispose of the matter after hearing.

4. My client challenges the decision of the decision of the Deputy Commissioner and the Government. The villages cannot be taken over by the Government as claimed in the Deputy Commissioner's report to Government.

Copy

Fr Muzrai Commissioner.

No. C 1420/26-27
one

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE.

Bangalore, dated 18th April 1927.
21

GEN. & REV. SECRETARIAT.
23 APR 1927
MUZRAI
D 1554
Muz 148-23

FROM

6249

P.G. D'Souza Esq., P.A., B.L.,
MUZRAI COMMISSIONER IN MYSORE.

To

B. Sreenivasa Iyengar Esq., B.A., B.L.,
Financial Secretary to the Government of
His Highness the Maharaja of Mysore.

SIR,

In continuation of this office letter No.C.1420/26-27 dated 25th March 1927, I have the honour to forward herewith copy of letter No.H.116/A.C.dated 8th April 1927 from the Deputy Commissioner, Mysore District stating that the cost of defending the suit proposed to be filed by Purushottama Anandagiri Gosai has to be met from funds to be advanced from the provision made under 18 Courts of Law, 2 Law Officers and fees to advocates and other Law charges subject to recoupment from the income of the endowed villages as soon as they come under Government control after the lapse of 6 months from the date of the original order.

A further communication in the matter will be submitted as soon as intimation is received that the suit has been actually filed.

I have the honour to be,
Sir,
Your most obedient servant,

P G D'Souza

Muzrai Commissioner.

VSM.

Muz F. no. 148-23 on the subject is submitted
The receipt of the further report may be awaited.

Submitted
23.4.27.
23/4/27

Copy of letter No.H.116/A.C. dated 7th and 8th April 1927, from the Deputy Commissioner, Mysore District, to the Muzrai Commissioner in Mysore, Bangalore.

With reference to your memo No.C.1420/26-27 dated 23rd March 27 forwarding for information copy of letter addressed to the Secretary to Government, Financial Department soliciting sanction to engage the services of the Public Prosecutor for defending the suit to be filed by Mr. Purushothamanandagiri for cancellation of the order passed by this office and confirmed by Government directing the assumption of the management of the temple at Chickagosaighat with its endowments, I have the honour to state that the cost of defending the suit has to be met from Government provision of "Law charges".

Copy.

For Muzrai Commissioner.

Issue

No. H.116/A.C.

Enc. one

Office of the Deputy Commissioner,
Mysore District,

Dated Mysore, 25th June 1927.

July 14-27

FROM

THE DEPUTY COMMISSIONER,
MYSORE DISTRICT.

MUZR[illegible] ord.]

895/25/6

TO

The Secretary to the Government of His Highness the Maharaja of Mysore,
Financial Department,
Camp Mysore.

1893

(Management of Temples – Chickagesavighatta and ~~Khan~~ endowments).

Sir,

I have the honor to forward herewith for favour of your kind information a copy of letter addressed to the Muzrai Commissioner in Mysore, and to state that the cost of defending the suit may be met out of the funds available at the credit of the Institution.

I have the honor to be,
Sir,
Your most obedient servant,
[illegible]

For Deputy Commissioner,
Mysore District.

Df. G.O. sanctioning is submitted for appl.

A.N.

27/6.27.

2576

17-6.

29/6

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

N. B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G.R.S 111—3]

Routine Notes.

[To be used only for notes requisitions, etc , not intended for permanent record.]

In reply please refer to
this No. 116/A.C.

Office of the Deputy Commissioner,
Mysore District,

147

Dated, Mysore 25th June 1927......

FROM

THE DEPUTY COMMISSIONER,
MYSORE DISTRICT.

TO

The Muzrai Commissioner in Mysore,
Camp Mysore.

SIR,

and their endowments).

In continuation of my letter No.M.116/A.C. dated [illegible]th April 1927, I have the honor to state that out of the collection of revenue of Bharatipur and [illegible]aragowdanahalli villages endowed to the temple at Chikka-Gosayi-Ghatta, there remains about a sum of Rs. 600-00 after payment of arrears etc., due to Government, and that the cost may be met out of this sum as the case has been filed in respect of the Inam villages endowed to the Institution.

I have the honour to be,
Sir,
Your most obedient servant,
Sd/- H. Basavaraj Urs,
For Deputy Commissioner,
Mysore District.

A.N.

"Copy"

For Deputy Commissioner,
Mysore District.

SUBJECT ....

Diary No. of letter replied to ....

Section Muz
File No. 148
Serial No.

General and Revenue Secretariat

Proceedings of the Government of
His Highness the Maharaja of Mysore

, the 192

Date of issue 4. 7. 27

Signed by M. N. Venkatesa Iyengar

Read—

Letter no. H-116/A.C. 25th June 1927 from the Dy. Comr, Mysore Dt submitting a copy of his letter of the same date to the Muz. Comr in my stating that the case has been filed in respect of the inam villages endowed to the Temples at Chikkagosaighat, Ganjam in the Seringapatam Taluk and recommending that ~~cost of defending the~~ to

Order Thereon No.

May this be

- i Printed ?
- ii treated as a standing order ?
- iii published in the Gazette.
  English Part ?
- iv translated ?
- v placed at the disposal of the press ?
- vi published in the Gazette,
  Kannada Part ?

Services of the P. P. Dt
ay be engaged for defending
e Suit, The cost of which may be met

Ab
RS
4/7

funds available at the credit of the [illegible]

under 90-22

The D.C.'s recommendation is sanctioned.

30/6/22

Dy. Finl. Secty.

27.6.22

To
1 The Muz. Commr.
2 Comptr.
3 D.C. — Mysore Dist.

List of enclosures.

Copied by

Examined by

WD 1883—GTB—1,000,00—21 12 21

IMMEDIATE

No. C 1420/26-27
One & one copy
of the Plaint

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE.

Bangalore, dated 4th July 1927.

MUZRAI
22

FROM

A.K. Syed Taj Peeran Esq., B.A.,
MUZRAI COMMISSIONER IN MYSORE.

4/7-27

To

B. Sreenivasa Iyengar Esq., B.A., B.L.,
Financial Secretary to Government of
His Highness the Maharaja of Mysore.

SIR,

Referring to last para of this office letter C.No.1420/26-27 dated 21st April 1927 re. the contemplated (d) suit by Mr. P.A. Gosayi re. management of the temples in Chick-Gosayi Ghat, Seringapatam and the villages endowed to them in Krishnarajapet Taluk, I have the honour to forward herewith copy of letter No.H.116 A.C. dated 24th June 1927 from the Deputy Commissioner (p), Mysore District, stating that a suit was actually filed my Mr. Datt in the District Court at Mysore and that as the case stood posted to 27th June 1927 he requested the Public Prosecutor, Mysore Division, to appear in Court on the date of hearing and to move for an adjournment.

Neither in his letter of the 8th April 1927 copy already sent to you, nor in any of his previous communications the actual filing of the suit was intimated by the Deputy Commissioner and consequently no further report, as promised, ~~caould~~ Could be submitted to Government as this office had no information on the point. The letter of the 8th April was a reply to this office letter of the 25th March 1927 wherein the question as to how to meet the defence charges if a suit came to be actually file by Mr. P.A. Gosayi was raised by me.

In view of the above and of the urgency of the matter, I request that the action taken by the Deputy Commissioner may be approved.

In his subsequent letter dated 2[illegible]th June 1927 (Copy enclosed, the Deputy Commissioner while stating that out of the collection of revenue of Bharatipur and Maragowdanahalli endowed to the temples, there remains a sum of Rs.600/- after payment of Government arrears, recommends that the cost of defending the suit may be met from this sum. As the litigation is in respect of the villages endowed to the institution, I beg to support the Deputy Commissioner's recommendation and solicit orders of Government thereto.

A copy of the plaint is submitted for perusal.

I have the honour to be,
Sir,
Your most obedient servant,

Muzrai Commissioner

Copy of letter No. H.116/A.C. dated 24th June 1927, from the Deputy Commissioner, Mysore District, to the Muzrai Commissioner in Mysore.

Management of temples at Chickagosayighatta and their endowments.

I have the honour to invite your kind attention to this office letter No.H1.116/A.C. dated 8th April 1927, soliciting sanction to engage the services of the Public Prosecutor, Mysore Division, for defending the suit to be filed under Section 13 of the Muzrai Regulation against the order directing the assumption of the management of temples at Chickagosayighatta with their endowments, I have the honour to state that the suit has been actually filed by Mr.Datt on the file of the Court of the District Judge, Mysore and that the same stands posted to 27th June 1927 and to request that sanction of Government may kindly be obtained for engaging the services of the Public Prosecutor to defend the case.

In anticipation of sanction of Government, I have requested the Public Prosecutor, Mysore Division, to appear in court on my behalf on the date of hearing of the case and move the court for an adjournment.

A copy of the plaint is herewith submitted for your information

---

Copy of letter No.H.116/A.C., dated 25th June 1927, from the Deputy Commissioner, Mysore District, to the Muzrai Commissioner in Mysore.

Management of temples - Chikkagosayighatta and their endowme

In continuation of my letter No.H.116/A.C. dated 8th April 19
I have the honour to state that out of the collection of revenue o
Pharatipru and Maragowdanahalli villages endowed to the temples
at Chikka-Gosayi-Ghatta, there remains about a sum of Rs.600/- aft
payment of arrears etc., due to Government and that the cost may b
met out of this sum as the case has been filed in respect of the

the inam villages endowed to the institution.

"Copies"

For Muzrai Commissioner.

VSM.

చిత్తూరు డిస్ట్రిక్టు జడ్జిగారి కోర్టులో:—

O.S. 18/of 26-27.

వాది:— చిత్తూరు [illegible]
[illegible] [illegible]
[illegible] of attorney
[illegible] K. M. Dutt.

ప్రతివాదులు:—
(1) చిత్తూరు [illegible]
[illegible] Chief Secretary [illegible]
(2) చిత్తూరు డిస్ట్రిక్టు [illegible]
[illegible] చిత్తూరు [illegible]
[illegible] —

వాది [illegible] —

చిత్తూరు [illegible] K. M. [illegible]

[illegible]

ಅರಸಿನವರಿಗೆ ಸೇರಿದ್ದುವು. ಇವರಿಂದ ವೆಂಕಟ
ಗಿರಿ ಗೋಸಾಯಿಗೆ 1874 ರಲ್ಲಿ ವಿಕ್ರಯಿಸಲ್ಪಟ್ಟವು.

3. ವೆಂಕಟಗಿರಿ ಗೋಸಾಯಿಗೂ ವಾದಿಗೂ
ಇರುವ ಸಂಬಂಧವನ್ನು ತೋರಿಸುವ ಗೋಸಾ
ಯಿ ವಂಶವೃಕ್ಷವನ್ನು ಹಾಜರು ಮಾಡಿದೆ.

4. ವೆಂಕಟಗಿರಿ ಗೋಸಾಯಿಯವರು ಮೇಲ್ಕಂಡ
ಗ್ರಾಮಗಳನ್ನು ಕ್ರಯಕ್ಕೆ ಪಡೆದ ಧನವು ಸದರಿ
ಗೋಸಾಯಿ ವಂಶದಲ್ಲಿ [illegible]
ಸ್ಥಿರವಾಗಿ ಬಿಟ್ಟಿದ್ದ ಧನವಾಗಿರುತ್ತೆ.

5. ಶ್ರೀರಂಗಪಟ್ಟಣ ತಾಲ್ಲೂ ಗಂಜಾಂ ಬಳಿಯಲ್ಲಿ
ಚಿಕ್ಕ ಗೋಸಾಯಿ ಪೇಟೆ ಎಂಬ ಸ್ಥಳದಲ್ಲಿ
ವಾದಿ ಮತ್ತು ವೆಂಕಟಗಿರಿ ಗೋಸಾಯಿಯವರ
ಹಿಂದಿನ ಗುರುಗಳಾದ ಬದ್ರಗಿರಿ, ನರಸಿಂಹಗಿರಿ,
ರತ್ನಗಿರಿ ಇವರುಗಳ ಸಮಾಧಿಗಳು ಇರುತ್ತವೆ.
ರತ್ನಗಿರಿ ಮತ್ತು ನರಸಿಂಹಗಿರಿ ಗೋಸಾಯಿಗಳ
ಸಮಾಧಿಗಳ ಮೇಲೆ ಪರಮಹಂಸ ಸನ್ಯಾಸಿ
ಗಳ ಪದ್ಧತಿಯಲ್ಲಿ ಶಿವಾಲಯಗಳು ನಿರ್ಮಿ
ಸಲ್ಪಟ್ಟಿವೆ.

6. ಮೇಲ್ಕಂಡ ದೇವಸ್ಥಾನದ ಪಡಿತರ ದೀಪಾ
ರಾಧನೆಗೋಸ್ಕರ ವೆಂಕಟಗಿರಿ ಗೋಸಾಯಿಯ
ವರು ಭಾರತಿಪುರ ಮತ್ತು ಮಾಗೋನಹಳ್ಳಿ
ಗ್ರಾಮಗಳನ್ನು 2.11.1878 ರಿಂದ 14.8.1880
ಸರ್ಕಾರಕ್ಕೆ ಇಜಾರೆಗಳನ್ನು ಕೊಟ್ಟಿರುವುದರ
ಮೂಲಕ ದೇವಾದಾಯ ಸ್ವತ್ತಿಗೆ ನಿದರ್ಶನ
ಕಾಪಿಯನ್ನು ಹಾಜರುಪಡಿಸಿದೆ.

7. ವೆಂಕಟಗಿರಿ ಗೋಸಾಯಿಯವರು

1914 లో [illegible] అనంతర [illegible] జిల్లా కలెక్టరు గారి [illegible] —

8. జిల్లా కలెక్టరు గారి [illegible] 1-10-1917 [illegible].

9. ఈ అనంతరం వాది గారు [illegible] బాకీ ఇచ్చి [illegible] 2600/– [illegible].

10. [illegible] బాకీ ఇచ్చి [illegible] జిల్లా కలెక్టరు గారు [illegible]

[illegible]

[illegible]

[illegible] 1917-18 [illegible]

O.S. 56 [illegible]

[illegible]

11. [illegible] 21.4.21 [illegible]

12. [illegible]

13. [illegible]

1922 [illegible]

14. [illegible]

[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible].

[illegible]
[illegible]
[illegible]
[illegible]
[illegible] 4 [illegible]. [illegible]
[illegible]
[illegible].

[illegible] 2 [illegible]
[illegible] 2 [illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]
[illegible]

సదరి పరంధ్రిలనతీలాన్కు తిరస్కరించిన
లను జిల్లా రిజిస్ట్రారు ఆఫీసు 10వ నెం పోష్టు ప్ర
కారం తేలను అధికారం వ్యవహారం తలూ 2వ నెం
ప్రతివాదులు అనెంకి తప్పు అభిప్రాయలు
నళ్ళన్యాయ దేవులు 28 ని (. . . . .)
సదరి తప్పు అభిప్రాయలు నళ్ళ ఆధారం రద్దు అయినంతే
గారు లను నళ్ళన్యాయం లను త్వర దీర్ఘ పద్ధతి ననళ్ళను
హైకోర్టు సదస్సు దిగువ తీర్పు తీసిన కోర్టు నళ్ళ
తీర్పు తీర్మానం 20.9.1926 రోజున ఆదేశం
అమలు చేయబడలేదు. ఇదే కారణం పిటిషన్ల అనత్తి
సరి.

17. 2వ ప్రతివాదులు 20.9.26 రోజున
వాదులు కోర్టులో హాజరు అయినందున అమలు చేయబడ
వాదులు ఆదేశం సంగతి తెల్ల కాగితం దాఖలు వాదులు
కాపి తీసి దాని కోర్టు నకలు ప్రతులు కట్టి పెట్ట
ను. కాపీలు కలం దాఖలు చేయబడలేదు
తేదీలు బంధువులు దాఖలు 1వ నెం
ప్రతివాదులు జిల్లా రిజిస్ట్రారు ఆఫీసు 22వ నెం
పోష్టు ప్రకారం 26-11-26 రోజున అర్జీలు
దాఖలు చేశారు. సదరి అర్జీలు 5.2.27
రోజున ఎక్స్ పార్టీ ఆయెను - అర్జీ కలం పూర్తి అయ్యి
అర్జీ 10.3.27 రోజున ఎక్స్ పార్టీ ఆయెను —

8. సివిల్ ప్రొసీజరు కోడు కలం ఆదేశ 8వ నెం
పోష్టు ప్రకారం తా దాఖలు చేసినారు ప్రతి
వాదులు నకలు నిర్ణయం చేసి కలం దాఖలు కాపీ
అవసరం కాగితాలు చెల్లించి ఆ దాఖలు వారికి
సరి.

ను ప్రతివాదులు నకళ్ళు 7.3.27 రోజున కోర్టు
వారు వారికి నిర్ణయం చేసి కలం ఉంచుట త్వరగా

[illegible]

15 (2) వ సెక్షన్ ప్రకారమున్నూ [illegible]

[illegible] 12 వ సెక్షన్ ప్రకారమున్నూ

[illegible] 5. 2. 1927 న [illegible]

[illegible] 5. 2. 1927 న

[illegible]

[illegible]

20. [illegible] 12 వ సెక్షన్ ప్రకారం [illegible]

[illegible]

21 తీర్పు.

2 వ ప్రతివాది [illegible]

[illegible] 1 వ ప్రతివాది [illegible]

[illegible] (a) [illegible]

[illegible] (b) [illegible]

[illegible] (c) [illegible] (d) [illegible]

[illegible] (e) [illegible] 2 వ ప్రతివాది [illegible]

[illegible] 399/24-25 తేదీ 18.12.24 [illegible]
[illegible]
[illegible]
[illegible]
[illegible] 2 [illegible] ప్రతివాది [illegible]
[illegible] 10 [illegible] ప్రకారం [illegible]
[illegible] (6) [illegible]
[illegible]
[illegible] (7) [illegible]
[illegible] 2 [illegible]
[illegible]
[illegible]

[illegible]
(H) ప్రతివాది [illegible]
[illegible]
[illegible]
ప్రతివాది [illegible]
[illegible]
liquidity [illegible]

అందువల్ల పైన [illegible]
[illegible]
ప్రతివాది [illegible]
[illegible]
[illegible]
[illegible]

ప్రార్థన:-

1. [illegible]
2. [illegible] 12000-00
[illegible]

కోర్టు ఫీజు వివరం —

వాది యొక్క క్లెయిము మొత్తము [illegible]
ఇండియన్ కోర్టు ఫీజు [illegible]
[illegible] I. 7. Regln. Sch. ప్రకారం
నిర్ణయించబడిన స్టాంపు — 200-00
ఇన్‌జంక్షన్‌కు [illegible] - 100-00
10-00
I. 7. స్టాంపు.

23. ఈ దావా [illegible] [illegible] ~~[illegible]~~ [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

వంశవృక్షం

నరసింహయ్య

పండిత బాలరామయ్య.	రామయ్య
రామయ్య.	వెంకటయ్య
[illegible] లక్ష్మయ్య	[illegible]
కృష్ణయ్య.	
(~~plff~~ [illegible] నరసింహయ్య)	

(Sd). M. V. G. Rao.
Pleader for plff

"Copy".

[illegible]
25-6-77
For Deputy Commr
Mysore Dt.

SUBJECT..

Section Muz.

File No. 148-23

Serial No. 17

Diary No. of letter replied to....................

No. 108.

To

The Muz. Commr.

General and Revenue Secretariat
( )
the 192

Sir,

Adverting to correspondence ending with your letter no G 1420 dd 4th July 1927 requesting approval to the action taken by the Dy. Commr, Mysore, in engaging the services of the P.P., Mysore, to conduct the Sosale Mutt temple case, I am directed to invite reference to G.O. No. 20-22/Muz. 148-23 dd 4th July 1927 in which the matter refd. to by you

Date of issue 18-7-27

N. M. Venkataram Iyengar

Enclosures..........................

Copied by..........................

Examined by..........................

over

has been disposed of

I have etc

Nov 14
SDR

Fin'l Secy